#### **COUNTY OF BURNETT**

#### LAND USE AND INFORMATION COMMITTEE

Highway/Forestry Facility Shop Area 8150 State Road 70, Siren June 4, 2020 - 9:00 a.m.

Burnett County Clerk, 7410 County Road K, #105, Siren, WI 54872 ● Phone 715-349-2173 ● FAX / TTY 715-349-2169

#### **MEMBERS**

County Board Supervisors
Chuck Anderson
Chuck Awe
Norm Bickford
Brent Blomberg
Craig Conroy
Jim Paden
Jim Pearson

#### **DEPARTMENTS**

- County Surveyor/Land Services
- Zoning/Land Use

# \*AMENDED AGENDA

- 1. Call to Order
- 2. Notice Posted in Accordance to Wis. Stat. 19.84 Open Meeting Law
- 3. Public Comments Three Minute Limit Per Person
- 4. Approval of Agenda Order
- Public Hearing:
  - a. Conditional Use Permit #CUP-20-22: Vindish Chickens in Residential District
  - b. Conditional Use Permit #CUP-20-23: Colucci Year –Around Camper for up to Three Years
  - c. Conditional Use Permit #CUP-20-06: North Camp Properties II Parcel Divisions, Campground and Storage Units
- 6. \*Land Services Reports
- 7. Future Agenda Items
- 8. Adjournment

For Public Access for real time audio of the committee meeting during COVID-19, choose one of the following options.

- If you are using a computer to access this meeting, click the link below. https://zoom.us/j/91586102306?pwd=bzQ4ZWVhdmxUWkV0M1JSeWFJM0oyZz09
- One tap mobile.
   13126266799,,91586102306#,,1#,561305#
- **Dial by telephone.** 1 312 626 6799

Meeting ID: 915 8610 2306 Password: 561305

#### ADDITIONAL INFORMATION ON THIS MEETING:

Please note this is a different location than usual for this meeting. Entrance will be at the north end of the Burnett County Highway Facility at 8150 State Rd 70. Social distancing will be required. All attendees will go through a COVID-19 screening before entering the meeting area. Please arrive 30 minutes early to get through the screening process. If you wish to participate in the meeting you will need to attend in person. Written comments can be sent to the Burnett County Land Services Department. Real time audio will be available for listening only; see meeting agenda five days before the meeting for real time audio information.

Posted 05/29/20

\*Re-Posted 06/01/20

Persons requiring an interpreter, materials in alternate format or other accommodations to access this meeting are encouraged to contact the Burnett County Clerk at least 48 hours prior to the meeting.

# BURN NISON

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#### Posted 05/29/20

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# CONDITIONAL USE PERMIT (CUP) APPLICATION - Burnett County, WI

FEE: \$300.	00 COND	ITIONAL US	E #: CUP-	-20-06 7	ONING DIST	RICT: SK-C
	07	-020-2-40	-16-02	-5 05-	002-01110	0
PARCEL #	(24 digits): <u>0 7</u>	-020-2-40	1-16-02.	-5 05-8	2-017000	
				-3 05-00	RECEIVED STA	MP (BELOW):
TAX ID #:_	<u>35279, 357</u>	278, 12845		de#1		FEB 7 2020
LAND SERVIO	CES STAFF ONL	Y ABOVE THIS	LINE	CP	La	Burnett County nd Services Department
		Applicant Com		ections Below	This Line	
Property Owner	's Name: North	Camp Properti	es II DBA 1	North Camp S	torage 7 La	kes Camp
		berger & Steve				
Applicant's Mai	iling Address: 41	00 Misty Valley	/ Dr		Middleton	WI 53562
- pp	g				City	State Zip
Applicant's Tele	ephone Number: (	608-576-9200	Mike & 715	5-791-9015 Ste	eve	
		o@gmail.com				
	3 - 0 19	10.1.0				
If staff has a que	estion about this a				Check one below:	
		∐ Le	tter Ph	ione 🛮 Emai	1)	
	* 000 otto	shod toy no	· a o o *			
		iched tax pa		40		
		Pg		R		
		Subdiv			O	R
Gov't Lot #:	OR	1/4N Range #:_	1/4	Ook	and	
*Attach addition	ial page if needed	for lengthy descr			deed OR attach to -02-5 05-002-011	ux system property page,* 001
Parcel # (24 digi	ts): 07-020-2-4	0-16-02-5 05-0	02-011100	) - 07-020-2-40	0-16-02-5 05-00	02-017000
Tax ID# (1-5 di	gits): 12845 - 3	5278 - 35279				
Lot Area: 1,263	,240	_ft <sup>2</sup> and _29.00		acres		
Property Site Ad	dress #: 29402 8	29460 CCC Ro	l, Danbury, '	WI 54830		
Anticipated Star	t Date: April - Ma	y 2020		_		
Section # of the	Ordinanas this CI	ID is referencia.	30-85 (1)(3)	)(5) & <b>30-542</b> : 3	0-543, 45-385, 4	5-386

## Real Estate Burnett County Property Listing

Today's Date: 2/5/2020

Property Status: Current

Created On: 3/28/2006 6:27:00 PM

Description	Updated: 9/24/2009	
Tax ID:	12845	
PIN:	07-020-2-40-16-02-5 05-002-017000	
Legacy PIN:	020430202400	
Map ID:		
Municipality:	(020) TOWN OF OAKLAND	
STR:	S02 T40N R16W	
Description:	PCL GOV LOT 2 DESC 462/610 EX CSM	
	V 15 P 74 (SUBJ TO ESMT)	
Recorded Acres:	5,226	
Calculated Acres:	0.000	
Lottery Claims:	0	
First Dollar:	No	
ESN:		
Tax Districts	Updated: 3/28/2006	
1	STATE	

07	COUNTY	
020	TOWN OF OAKLAND	
076293	SCHL-WEBSTER	
001700	TECH COLLEGE	
079070	WEBSTER FIRE	
Recorded Documents	Updated: 3/20/2015	
TRANSFER ON DEATH DEED		
Date Recorded: 3/17/2014	429626	
TRANSFER ON DEATH		
Date Recorded: 7/23/2010	409697	
TRANSFER ON DEATH DEED		
Date Recorded: 5/19/2008	397376	
CONVERSION		
Date Recorded: 3/28/2006	360/482 462/610	

POTOSI W			
DUANE P VOSBERG			
4440 US HWY 61 & 35			
1			
: 9/24/2009			
Imp.			
0			
Change			
0.0%			
0.0%			
0.0%			
22,700			

#### Real Estate Burnett County Property Listing

Today's Date: 2/5/2020

Property Status: Current

Created On: 10/24/2019 12:08:04 PM

Description	Updated: 1/3/2020
Tax ID:	35278
PIN:	07-020-2-40-16-02-5 05-002-011001
Legacy PIN:	
Map ID:	
Municipality:	(020) TOWN OF OAKLAND
STR:	S02 T40N R16W
Description:	PCL GOV LOT 1 & 2 EX PCL V234 P516
	& EX CSM V27 P207
Recorded Acres:	21.800
Calculated Acres:	0.000
Lottery Claims:	0
First Dollar:	No
ESN:	
Tax Districts	Updated: 10/24/2019
1	STATE

Tax Districts	Updated: 10/24/2019
1	STATE
07	COUNTY
020	TOWN OF OAKLAND
076293	SCHL-WEBSTER
001700	TECH COLLEGE
079070	WEBSTER FIRE
Recorded Documents	Updated: 3/28/2006
SPLIT TO NEW PARCELS	
Date Recorded: 10/23/2019	
QUIT CLAIM DEED	
Date Recorded: 8/21/2014	431616
CSM	
Date Recorded: 9/20/2019	458356 27/207

2 Ownership	Updated: 1/3/2020
CHARLES W & CONSTANCE L HOUMAN REV	DANBURY WI
LIVING TRUST	

Billing Address: Mailing Address:
FIRST NATIONAL BANK CHARLES W & CONSTANCE L
OF AMERICA HOUMAN REV LIVING TRUST
P O BOX 980 29460 CCC RD
241 E SAGINAW HWY DANBURY WI 54830
SUITE 600
EAST LANSING MI
48826-4488

29460 CCC RD		DANB	URY 54830
Property Assessment		Up	odated: N/A
2020 Assessment Detail		***************************************	***************************************
Code	Acres	Land	Imp.
N/A			
2-Year Comparison	2019	2020	Change
Land:	0	0	0.0%
Improved:	0	0	0.0%
Total:	0	0	0.0%

Property History	
Parent Properties	Tax ID
07-020-2-40-16-02-5 05-002-011000	12842

HISTORY Expand All History White=Current Parcels Pink=Retired Parcels

Tax ID: 12842 Pin: 07-020-2-40-16-02-5 05-002-011000 Leg. Pin: 020430202100

348590 2-9 539/332 626/440

35278 This Parcel

CONVERSION

Date Recorded:

WARRANTY DEED

Date Recorded: 7/17/2002

1 Parents

**♦** Children

## Real Estate Burnett County Property Listing

Today's Date: 2/5/2020

HISTORY Expand All History

35279

This Parcel

**Property Status: Current** 

Created On: 10/24/2019 12:08:05 PM

Description	Updated: 1/3/2020	Ownership		Update	d: 1/3/2020
Tax ID:	35279	CHARLES W & CONSTA	ANCE L HOUMAN REV	DA	NBURY WI
PIN:	07-020-2-40-16-02-5 05-002-011100	LIVING TRUST			
Legacy PIN:					
Map ID:		Billing Address:	Mailing Address:		
Municipality:	(020) TOWN OF OAKLAND	FIRST NATIONAL BANK			
STR:	S02 T40N R16W	OF AMERICA	HOUMAN REV LIVING 29460 CCC RD	IRUSI	
Description:	LOT 1 CSM#4898 V27 P207 (GL 2)#458356	P O BOX 980 241 E SAGINAW HWY SUITE 600	DANBURY WI 54830		
Recorded Acres:	1.200	EAST LANSING MI			
Calculated Acres:	0.000	48826-4488			
Lottery Claims:	1	10020 1100			
First Dollar:	No	P Site Address * indi	cates Private Road		
ESN:			cates Private Road		
		29402 CCC RD		DANBI	JRY 54830
Tax Districts	Updated: 10/24/2019	Property Assessme	nt	Up	odated: N/A
1	STATE	2020 Assessment Detai			
07	COUNTY	Code	Acres	Land	Imp.
020	TOWN OF OAKLAND	N/A	Auto	Lana	mip.
076293	SCHL-WEBSTER	19/75			
001700	TECH COLLEGE	2-Year Comparison	2019	2020	Change
079070	WEBSTER FIRE	Land:	0	0	0.0%
		Improved:	0	0	0.0%
Recorded Docum	nents Updated: 3/28/2006	Total:	0	0	0.0%
SPLIT TO NEW PA	ARCELS	rotal.	•	o	0.070
Date Recorded: 10/23	/2019				
QUIT CLAIM DEEL		<b>a</b>			
Date Recorded: 8/21/2	2014 <u>431616</u>	Property History			
G CSM		Parent Properties			Tax ID
Date Recorded: 9/20/2	2019 <u>458356</u> 27/207	07-020-2-40-16-02-5 05-0	002-011000		12842
CONVERSION					
Date Recorded:	<u>348590</u> 2-9 539/332 626/440				
WARRANTY DEEL					
Date Recorded: 7/17/2	2002 348590				

Pink=Retired Parcels

Children

White=Current Parcels

Tax ID: 12842 Pin: 07-020-2-40-16-02-5 05-002-011000 Leg. Pin: 020430202100 1 Parents

I (appl for	icant) hereby make application to the Land Use and Information Committee for a Conditional Use Permit (CUP) the following:
existin	g/current buildings - lodge/residence restaurant and bar structure, 13 existing cabins, 29 existing mobile RV campsites
	ewered),several garages and outbuilding, parking area fish cleaning, pumphouse, docks lakeside bar and boathouse, family residence,
mobile	home park campground/rv park, consisting of 18 sewered units with permited expansion of Madditonal sites (Munits)
We are	requesting for 46 additional sewered units for the campground/rv park to be added to existing units replace or move as
Lodge/	residence restaurant and bar structure on parcel to be sold seperately - approx 1 acre
Existing	house to be Sold on 30,000 saft Lot
Storag	e sheds 12x14 and decks 12x14 on each finished site (maximum)
50-60	mini storage units Sizes to be determined
10', sc allowe	plan drawing is required. Plot plan shall be drawn with a scale preferably at 1"=20' or multiples of ale shall not exceed 1"=50', unless approval from Zoning Administrator for a different scale is d. Note the scale used on the drawing. Plot plan drawing shall be on letter or legal size paper with being at the top of the page. (Make sure all items below are shown):  Property lines, road right-of-ways, and road centerlines including distances to property lines, road right-of-ways and
	road centerlines for all existing and proposed structures on the parcel  Show area to used for the proposed Conditional Use
-	Show area to used for the proposed Conditional Osc
	All existing uses on parcels adjacent to the parcel for this request
	All existing zoning districts on parcels adjacent to the parcel for this request
	Vegetation proposed to be removed or disturbed
0	Ordinary High Water Mark (OHWM) and distances to it from all existing and proposed structures; must show all within 200 ft of structures
	Floodplain and wetland boundaries and distances to them from all existing and proposed structures; must show all within 200 ft of structures
	Dimensions, locations and setbacks of all existing and proposed structures including all decks/porches/walkways/etc; must show dimensions for ALL items
	Existing and proposed utilities and utility easements
0	Sanitary system, drainfield and well with distances to property lines, OHWM, wetlands, floodplains, existing and proposed buildings
	Location and extent of filling/grading
	Location and type of erosion control measures
	Any other construction related to your project
	North arrow

5:	*Adjoiners are all parcels (including vacant parcels) that touch the applicants parcel, including those across the road and those that only touch at a common property corner. Address for the owner would be their mailing address (where they get their mail) in many cases, this may not be the site address. Attach additional sheets if necessary.  Roberta L Heelan Trust Agree: 901 Coventry PL, Edina, MN 55435 (owns 6310 S Gull Trail, Danbury) tax id# 12898
102	Michael & Brenda Johnson: 6367 S Gull Trail, Danbury, WI 54830 tax id# 12902
146	John & Karen Tonsager: 19015 Blaine Ave, Farmington, MN 55024 (owns 29383 CCC RD, Danbury) tax id# 12846
2843	
844	Timothy & Debora Graves: 110 Shoshoni Trail, Apple Valley, MN 55124 (owns 29457 CCC Rd, Danbury) tax id# 12844
147	Jack & Lois Kieler: PO #27, Dickeyville, WI 53808 (owns 29349 & 29360 CCC Rd, Danbury) fax id# 12847
anla	Henry Michaels Rev Living Trust: 421 Ridgewood Ave, Glen Ridge NJ 07028 (owns 6210 Minnow Lake Rd, Danbury) tax id#
900	Harley Demarre: 29340 CCC Rd, Danbury WI 54830 tax id# 12900
100	Construction and Construction C

- Proposed building/structure locations must be staked prior to submitting this application to the Land Services Department. County staff will do an onsite visit to verify site conditions. If site is not staked upon County staff visit this application will be returned to the applicant. Returned application will result in the item being removed from the hearing agenda, and the submittal deadlines will restart.
- If all existing structures are not shown and dimensioned on the plot plan drawing the application will be returned to the applicant. Returned application will result in the item being removed from the hearing agenda and the submittal deadlines will restart.
- THIS APPLICATION CONSTITUTES NOTICE THAT ALL IMPROVEMENTS ARE SUBJECT TO ACCESS AND/OR REVIEW BY THE LOCAL MUNICPALITY'S TAX ASSESSOR FOR THE PURPOSE OF TAX ASSESSMENT

I hereby make application to the Burnett County Land Use and Information Committee for a Conditional Use Permit (CUP). I certify that the information I have provided in this application (including any accompanying drawings and plans) is true and accurate. I agree to permit County officials charged with administering county ordinances or other authorized persons to have access to the above-described premises at any reasonable time for the purpose of inspection. I understand that the application fee is non-refundable regardless if the Conditional Use Permit (CUP) is approved or denied. I understand that the fee for this application is only for the Conditional Use Permit (CUP) application and if permits are required for the project that those will require separate fees. I understand that partial or incomplete applications will be returned to the applicant resulting in the application being removed from the hearing agenda, and the submittal deadlips will restard.

Signed

(Applicant)

(Date)

Signed

(Owner

(Date)

Page 3 of 4

(If applicant and owner are different, then both need to sign the application.)

SUBMIT COMPLETED APPLICATION, MAPS, PLANS, AND FEE TO: BURNETT COUNTY LAND SERVICES 7410 COUNTY ROAD K, #120 SIREN, WI 54872

APPLICATIONS WILL BE ACCEPTED VIA USPS, ANY STANDARD COURIER, OR IN PERSON. COMPLETE APPLICATIONS WITH ALL REQUIRED SUBMITALS MUST BE RECEIVED BY THE LAND SERVICES DEPARTMENT BY THE DEADLINE.

COMPLETE APPLICATIONS WITH REQUIRED FEE IS DUE BY THE FIRST FRIDAY OF THE MONTH TO APPEAR ON THE FOLLOWING MONTHS HEARING AGENDA. For example: everything submitted Thursday August 3<sup>rd</sup>, the request would be heard by the Land Use and Information Committee on the first Tuesday in September. Land Use and Information Committee hearings are held at 9:00 am at the Burnett County Government Center in Siren, WI.

PARTIAL OR INCOMPLETE APPLICATIONS WILL BE RETURNED TO THE APPLICANT. ONLY COMPLETE APPLICATIONS WITH ALL REQUIRED SUBMITALS AND REQUIRED FEE WILL BE INCLUDED ON THE HEARING AGENDA. NO EMAIL OR FAX APPLICATIONS WILL BE ACCEPTED.

ONLY CHECK, MONEY ORDER, OR CASH PAYMENT WILL BE ACCEPTED. CREDIT OR DEBIT CARDS ARE NOT ACCEPTED AT THIS TIME. MAKE CHECK PAYABLE TO: <u>BURNETT COUNTY LAND SERVICES</u>

Burnett County, WI ordinances can be found at: http://www.burnettcounty.com/index.aspx?NID=1043

Please call the Land Services Department if you have questions. 715-349-2109

AREA BELOW THIS LINE RESERVED FOR LAND SERVICES STAFF COMMENTS ONLY

Date of staff site visit: 2/11/2020 Name(s) of site visit staff: Daniel Lefebore

Staff comments:

#### Century 21 Sand County Service WISCONSIN REALTORS® ASSOCIATION 4801 Forest Run Road Madison, Wisconsin 53704 Page 1 of 9, WB-15

#### WB-15 COMMERCIAL OFFER TO PURCHASE

1. L	ICENSEE DRAFTING THIS OFFER ON October 21, 2019 [DATE] IS (AGENT OF BUYER AND SELLER) STRIKE THOSE NOT APPLICABLE
2 (/	AGENT OF SELLER/LISTING BROKER) (AGENT OF BUYER AND SELLER) STRIKE THOSE NOT APPLICABLE
	GENERAL PROVISIONS The Buyer, Michael Hershberger and/or His Assigns
4 _	, offers to purchase the Property known as [Street Address] 29460 and 29402 CCC Road in the Town    Town
5 _	in the Town
6 0	Cakiand Cakiand County of Burnerr Wisconsi
8 =	PURCHASE PRICE: 100 PURCHASE PURCHAS
9 -	Dollars (\$ , 000.00 )
	EARNEST MONEY of \$ accompanies this Offer and earnest money of \$ 700.00 will be
1 1	nailed, or commercially or personally delivered within
	THE BALANCE OF PURCHASE PRICE will be paid in cash or equivalent at closing unless otherwise provided below.
	INCLUDED IN PURCHASE PRICE: Seller is including in the purchase price the Property, all Fixtures on the Property on the date of this Offer
n	of excluded at lines 20-22, and the following additional items: All bar/restaurant furnishings and fixtures, all cabin
	urnishings, linens, etc.
, -	
A	Il personal property included in purchase price will be transferred by bill of sale or
_	
	NOT INCLUDED IN PURCHASE PRICE: Sellers Personal Property
_	
_	
	AUTION: Identify trade fixtures owned by tenant, if applicable, and Fixtures that are on the Property (see lines 303-310) to be excluded
	y Seller or which are rented and will continue to be owned by the lessor.
	OTE: The terms of this Offer, not the listing contract or marketing materials, determine what items are included/excluded.
A	CCEPTANCE Acceptance occurs when all Buyers and Sellers have signed one copy of the Offer, or separate but identical copies of the Offer
C	AUTION: Deadlines in the Offer are commonly calculated from acceptance. Consider whether short term deadlines running from
ac	cceptance provide adequate time for <u>both</u> binding acceptance and performance.
B	INDING ACCEPTANCE This Offer is binding upon both Parties only if a copy of the accepted Offer is delivered to Buyer on or before
6	October 24, 2019 . Seller may keep the Property on the market and accep
Se	econdary offers after binding acceptance of this Offer.
C	AUTION: This Offer may be withdrawn prior to delivery of the accepted Offer.
0	PTIONAL PROVISIONS TERMS OF THIS OFFER THAT ARE PRECEDED BY AN OPEN BOX (□) ARE PART OF THIS OFFER ONLY IF
	HE BOX IS MARKED SUCH AS WITH AN "X." THEY ARE NOT PART OF THIS OFFER IF MARKED "N/A" OR ARE LEFT BLANK.
	ELIVERY OF DOCUMENTS AND WRITTEN NOTICES   Unless otherwise stated in this Offer, delivery of documents and written notices to a
	arty shall be effective only when accomplished by one of the methods specified at lines 37-54.
(1	) Personal Delivery: giving the document or written notice personally to the Party, or the Party's recipient for delivery if named at line 38 or 39.
Se	eller's recipient for delivery (optional): Patrick Duffy - C21 Sand County Services, Inc.
Bu	uyer's recipient for delivery (optional): Patrick Duffy - C21 Sand County Services, Inc.
Ĕ	(2) Eax: fax transmission of the document or written notice to the following telephone number:
Se	eller: ( 715 ) 349-5858 Buyer: ( 715 ) 349-5858
	X (3) Commercial Delivery: depositing the document or written notice fees prepaid or charged to an account with a commercial delivery
se	ervice, addressed either to the Party, or to the Party's recipient for delivery if named at line 38 or 39, for delivery to the Party's delivery address at
lin	e 47 or 48.
	🗵 (4) U.S. Mail: depositing the document or written notice postage prepaid in the U.S. Mail, addressed either to the Party, or to the Party's
	cipient for delivery if named at line 38 or 39, for delivery to the Party's delivery address at line 47 or 48.
	elivery address for Seller: 24740 Hwy 35/70 N. Siren, WI 54872
De	elivery address for Buyer: 24740 Hwy 35/70 N. Siren, WI 54872
L	X (5) E-Mail: electronically transmitting the document or written notice to the Party's e-mail address, if given below at line 53 or 54. If this is a
CO	insumer transaction where the property being purchased or the sale proceeds are used primarily for personal, family or household purposes,
	sch consumer providing an e-mail address below has first consented electronically to the use of electronic documents, e-mail delivery and
	ectronic signatures in the transaction, as required by federal law.
	Mail address for Seller (optional): pduffy@c21sandcounty.com Mail address for Buyer (optional): pduffy@c21sandcounty.com
P	ERSONAL DELIVERY/ACTUAL RECEIPT   Personal delivery to, or Actual Receipt by, any named Buyer or Seller constitutes personal delivery

to, or Actual Receipt by, all Buyers or Sellers.

	Property Address:	Page 9 of 9, WB-15
450	IN/A INSPECTION CONTINGENCY: This contingency only authorizes inspections, not testing (see lines 437-449). This	Offer is contingent upon
451		is further contingent upon
452	a qualified independent inspector or qualified independent third party performing an inspection of	
453		, e.g., dumpsite, etc.) which
454	discloses no Defects. Buyer shall order the inspection(s) and be responsible for all costs of inspection(s). Buyer may I	rave follow-up inspections
455	recommended in a written report resulting from an authorized inspection performed provided they occur prior to the dead	line specified at line 461.
456		
457	brance desired and the tree branch and appropriate a mappenditudit of	s well as any follow-up
458		
459	we be been at the countridated and the most and morale politically life united by	which Buyer had actual
460	this made of million notice before digning alle offer.	Total Control of the
462	The political and the state of	days of acceptance,
463	and the series a copy of the hispostal reported and a minter feeter house for the belowing the belowing the belowing	report(s) to which Buyer
	CAUTION: A proposed amendment is not a <u>Notice of Defects</u> and will not satisfy this notice requirement.	
465	RIGHT TO CURE: Seller (shall)(shall not) STRIKE ONE ("shall" if neither is stricken) have a right to cure the Defects. I	f Callar has the right to
466	cure, Seller may satisfy this contingency by: (1) delivering written notice to Buyer within 10 days of Buyer's delivery of the	Notice of Defects stating
467		written report detailing the
468		e of Defects and written
469		itten notice that Seller will
470	not cure or (b) Seller does not timely deliver the written notice of election to cure.	tten notice that oction will
471	N/A CLOSING OF BUYER'S PROPERTY CONTINGENCY: This Offer is contingent upon the closing of the sale of Bu	wer's property located at
472	, no later than If Seller accepts a	hone fide secondary offer
	Seller may give written notice to Buyer of acceptance. If Buyer does not deliver to Seller a written waiver of the Clo	sing of Ruyer's Property
474		asing of buyers rioperty
475	- Commigatory and	
476	[INSERT OTHER REQUIREMENTS, IF ANY (e.g., PAYMENT OF ADDITIONAL EARNEST MONEY, WAIVER OF ALI	CONTINGENCIES, OR
477	PROVIDING EVIDENCE OF SALE OR BRIDGE LOAN, etc.)] within hours of Buyer's Actual Receipt of said	notice, this Offer shall be
478	null and void.	
479	N/A ADDENDA: The attached is	are made part of this Offer
	This Offer was drafted by [Licensee and Firm] PATRICK DUFFY - C21 SAND COUNTY SERVICES,	INC
481	on	
482	Buyer Entity Name (if any):	
	Michael Houshbourger 10/21/2019	9
483	Michael Hershberger 3 10/21/2019	
484	Buyer's/Authorized Signature ▲ Print Name/Title Here ► Michael Hershberger	Date A
	Not and the safety and property and description of the safety of the saf	
485	(X)	
486	Buyer's/Authorized Signature A Print Name/Title Here	Date A
	<u> </u>	
487	EARNEST MONEY RECEIPT Broker acknowledges receipt of earnest money as per line 10 of the above Offer.	
488	Broker (By)	
	SELLER ACCEPTS THIS OFFER. THE WARRANTIES, REPRESENTATIONS AND COVENANTS MADE IN THIS OFF	FR SURVIVE CLOSING
490	AND THE CONVEYANCE OF THE PROPERTY. SELLER AGREES TO CONVEY THE PROPERTY ON THE TERMS	AND CONDITIONS AS
491	SET FORTH HEREIN AND ACKNOWLEDGES RECEIPT OF A COPY OF THIS OFFER.	7.00
492	Seller Entity Name (if any):	
100	0.0	
493	(X)	
494	Seller's/Authorized Signature ▲ Print Name/Title Here ►	Date A
105	ho.	
495	(X)	
496	Seller's/Authorized Signature ▲ Print Name/Title Here ►	Date A
497	This Offer was presented to Seller by [Licensee and Firm]	
498	on at	a.m./p.m.
199	This Offer is rejected This Offer is countered [See attached counter]	
500	Seller Initials A Date A Seller Initials A	Date A

#### WISCONSIN REALTORS® ASSOCIATION 4801 Forest Run Road Madison, Wisconsin 53704

#### WB-44 COUNTER-OFFER

Counter-Offer No. 2 by (Buyer/Seller) STRIKE ONE

or barchinac or rear car		nd 29402 CCC Ros	luyer <u>Michael Hershberger</u>	and/or his assigns
iii u	ate at 23400 at	IG 29402 CCC RO	is rejected and the following C	Counter-Offer is hereby made
counter-proposal unle	ess incorporate	d by reference.	rms or conditions in any other	r counter-offer or multipl
1. Purchase price	to be \$	ne as stated in the O	ffer to Purchase except the following	ng:
			<del></del>	
		y jihanan ana sa		
	195-1			
			~	
			· · · · · · · · · · · · · · · · · · ·	
The attached			is/are made	part of this Counter-Offer
The attached	nts and represer	ntations made in this	is/are made	part of this Counter-Offer.
Any warranties, covenar This Counter-Offer is b	inding upon Se	eller and Buyer only	Counter-Offer survive the closing if a copy of the accepted Cour	of this transaction.
Any warranties, covenal his Counter-Offer is b Party making the Counter	oinding upon Se er-Offer on or be	eller and Buyer only efore	Counter-Offer survive the closing if a copy of the accepted Courtober 25, 2019	of this transaction. Iter-Offer is delivered to the
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## WB-13 VAGANT LAND OFFER TO PURCHASE

2 (AGENT	of seller/list	ING BROKER) (AGEN	January 27, 2020 T OF BUYER AND SELLE	RISTRIKE THOSE NOT APPLICABLE
3 GENER	SKOISIANS	The Buyer, Michael Ho	ershberger and/or asalgna	
s known as	s [Street Address]	XXX CCC Road		, offers to purchase the Proper
7 additions	description, if any	at lines 458-464 or 52	8-534 or attach as an adde	Burnett , Wisconsin (Inserted ), Burnett , Wisconsin (Inserted ), on the following terms:
0	747 11611711 14		D	ollars (\$ \$,000.00
II WILL DO HIS	EST MONEY of \$ alled, or commerci on Law Office True	ally of Dersonally delive	eccompanies this Offer a street within seven	days of acceptance to listing broker
13 THE BA 14 INCLUE 16 date of th	LANCE OF PURC DED IN PURCHAS	HASE PRICE will be p	ald in cash or equivalent at uding in the purchase price the following additional ite	t closing unless otherwise provided below. I the Property, all Fixtures on the Property on the ms: none
17				
18 w NOT IN 19	CLUDED IN PUR	CHASE PRICE: Any	of Sellers personal propert	y currently located on the Property
CAUTION CAUTIO	he terms of thi excluded. Annua : Seller represent	ned by the lessor,  Offer, not the lis crops are not part of that the Property is zo	ting contract or marke the purchase price unless oned: Seller makes no rep	resentations as to zoning
S ACCEPTA	NCE Acceptance	occurs when all Buyer	s and Sellers have signed	one copy of the Offer, or separate but identic
a copies of the	ne Oner.			
e running m	om acceptance b	emit etsupeps epivor	for both binding accepts	nce. Consider whether short term deadline nce and performance. by of the accepted Offer is delivered to Buyer o
or before		February 7, 2020 by	4:00 PM	Seller may keep the Property on th
market and	accept secondary	offers after binding ac	ceptance of this Offer.	. Const they keep the troporty the th
CAUTION.	THIS OTHER MAY D	e withdrawn prior to i	delivery of the accented (	Offer
OFFER ON	L PROVISIONS] T ILY IF THE BOX !! EFT BLANK,	ERMS OF THIS OFFE MARKED SUCH AS	R THAT ARE PRECEDED WITH AN "X." THEY ARE I	BY AN OPEN BOX ( ) ARE PART OF THI NOT PART OF THIS OFFER IF MARKED 'N/
Militell HOTE	Delivery: giving	De enective only when	accomplished by one of it	stated in this Offer, delivery of documents an he methods specified at lines 38-58. e Party, or the Party's recipient for delivery
Seller's reci	plent for delivery (	optional): Duane P. Vo	sborg	
Buyer's reci	plent for delivery (	optional): Michael Hers	hberger	
Seller: (			ritten notice to the following Buyer; (	
delivery to the	delivery service, s ne Party's delivery	ddressed either to the address at line 49 or 5	Party, or to the Party's rec	nes prepald or charged to an account with a explent for delivery if named at line 40 or 41, for
Delivery add	ity's recipient for d fress for Seller: 44	elivery if named at line 40 US Hwy 61 & 35, Po	40 or 41, for delivery to the stosi, Wi 53820-9611	in the U.S. Mall, addressed either to the Party a Party's delivery address at line 49 or 50.
Delivery add	lress for Buyer: 1	5604 Villopin Do Avila,	Tampa, FL 33613	
personal, far to the use of E-Mall addre	mily or household electronic docum se for Seller (optic	r transaction where th purposes, each consu onts, e-mail delivery an mai); to be provided	e property being purchase mer providing an e-mail ac d electronic signatures in t	e Party's e-mail address, if given below at line od or the sale proceeds are used primarily for ddress below has first consented electronically the transaction, as required by federal law.
PERSONAL	DELIVERY/ACT	nal): horshgroup@gm	onal delivers to an Astro	at Baselat by says and 1 Baselat B
constitutes p	ersonal delivery to	, or Actual Receipt by,	ell Buyers or Sellers.	al Receipt by, any named Buyer or Selle

Property Address:	XXX CCC Road, D	anddry, wisconsin		
INSPECTION ID-CONTINGENT-UPON Defects. This Offer	CONTINGENCY∺Thic conting qani-Inebeseebtni-Inelialippa-a-upu upva-antingent-apuba-a	ociorisi-connucuao-in	INSUBGROUPE - DI-THO-T-OPONT	1- Hillion Discussed In
e an-inspection-of- z (list-ony Property-fo- e inspection(s)-and-b	ature(e)-te-be-separately-inspe e-responsible-for-all-costs-of-	eled, e.g., dumpcilo, ale -inspection(s). Buyer o ion-performed-provided-	.)-which-discloses-no-Dofects- nay-have-follow-up-inopection they-occur-prior-to-the-deadling	-Buyer-chall-order-the ns-recommended-in-a n-specified-al-line-513.
i inaposilon(s)-shall-b CAUTION:Buyor-	e-performed-by-a-qualitied-indi atrould-provide-sufficiont-tir	agandani-Inspector-ne-in	UBBOHINGHI-FINGHINED-HIMO-horr)	7
: woll-as-any-follow- : This-conlingency-shi : inspection-report(s)-c : CAUTION:-A-propo : Ear-ling-nurgoss-si	up-inspection(5)- all-be-deemed-catislied-unless-8 and-a-written nollee-listing-the-De ased-amendment-is-not-a-Nol -this-contingency-Defects-fees	Buyer, withinday: efect(s)-identified in those tice-of-Defects-and-will e-tines-287-289)-do-not-l	o-of-acceptance, delivers-lo-Sell report(s) to which-Buyer object -not satisfy-this-notico-roqui	er-a-copy-of-lke-written s-(Notice-of-Defects)- romont
Buyer-had-gulugi-kn p-RIGHT-TO-CURI Seller-has-the-right Buyer'c-delivery-of- workmanlike-manne Offer-shall-be-null-( Seller-does-not-have	owledge-or-written-notice-belo 5;-Seller-(chall)(chall-not)-STF -lo-cure,-Seller-may-calisfy-ti -tho-Notice-of-Defects-staling or-and-(3)-delivering-lo-Buyer ind-veid-if-Buyer-makes-limel e-a-right-to-curo-or-(2)-Seller-ha	re-eigning-the-Otter TIKE-ONE -("shall"-if-nei nis-conlinguncy-by:-(#)- g-Sello#s-election-te-co -a-willen-report-delailin y-delivery-of-the-Nolice as-a-right-to ourc-but-(a)	lher-is-skicken)-have-a-right- delivering-written: notice-te-8t tro-Defects;-(2)-auring-the-9 g-the-work-dane-wilhin-3-day: of-Defects-and-written-Inspec	lo-cure-the-Defects:-if yyer-within-10-days-of lefocts-in-o-good-and s-prior-to-closing-This ation-report(s)-and:-(1)
	ot-limely-deliver-the-written-noti	ige-ar-cicolion-to-asic.	is/are n	nade part of this Offer
ADDENDA: T	he allached	n. Yhte attack anattan		
consultant of Buye	VISIONS/CONTINGENCIES rs choice conducting an envir purpose of this contingency,	a defect is defined to al	so include a material violation	n of environmental
laws, a material co	ntingent liability affecting the	Property ansing from a	ny environmental nave, the pr	a significant risk of
ground storage tan	k or material levels of hazardo	ous substances enner o	This contingency shall be	inomed satisfied
contaminating the	Property due to future migrati	On from other Propertie	is a manufal eila assassment f	eport and a
unless Buyer, with	n ninety (90) days delivers to	d sanget to which Busine	phient	· ·
written notice listin	g the defects identified in sale	a report to water Buyer	object.	
This Offer was draft	ed by (Licensee and Firm) At	torney Ryan M. Benson	, Benson Law Office, Ltd., P.C	D. Box 370,
	late Bar No. 1036463.		on January 27, 2020	
Siren, VVI, 54072. 3	tate Bar No. 1000.00.7	011		1/2 /2-2-
(x)	m,	100		127/1020
Buyer's Signatur	e ▲ Print Name Here ► Micha	iel Hershberger		Date A
(x) Buyer's Signatur	e ▲ Print Name Here ►			Date ▲
	RECEIPT Broker acknowled	Broker (by)		
CHIDINIE CLOCKING	THIS OFFER. THE WARRA AND THE CONVEYANCE OF CONDITIONS AS SET FORTH	ANTIES, REPRESENTA	LLER AGREES TO GONVE	OPY OF THIS OFFER.
$(x)$ $\int$	camo P. 1/2	osleso	2	1-3-200
Seller's Signatur	e ▲ Print Name Here ► Duan	e P. Vosberg		Dale A
(x)	1 P. C. ( M. ) 1 1 2 2 5			Date A
	e ▲ Print Name Here ►	S and the		
	ented to Seller by [Licensee a			
				a,m./p.m.
This Offer is rejecte	d	This Offer is countered	(See attached counter)	
Triis Oner is injecte	Seller Initials A Dale A		Sello	er Initials ▲ Date ▲

#### LEGAL DESCRIPTION

A parcel of land described as follows: Beginning at the Southeast corner of Government Lot Two (2), Section Two (2), Township Forty (40) North, of Range Sixteen (16) West, running from thence North Three Hundred Thirty-two and one-fourth (332½) feet; thence in a Westerly direction to the shore of Mud Lake to a point approximately Three Hundred Thirty-one (331) feet North of the South line of said Lot 2; thence following the lake shore of said Mud Lake in a Southwesterly direction to the point where the said shore line crosses the West line of said Lot 2; thence South to the Southwest corner of said Lot 2; thence East to the place of beginning. The said parcel being situated in Government Lot Two (2), of Section Two (2), Township Forty (40) North, of Range Sixteen (16) West, Burnett County, Wisconsin.

Together with a general roadway easement over and across the presently existing roadway running into the above conveyed lands from "CCC" Road over and across lands of the grantor described as the North Half of the Southwest Quarter of the Southeast Quarter of Section 2-40-16 as an appurtenant easement to the above conveyed lands.

EXCEPTING THEREFROM: Lot 1, Certified Survey Map, Volume 15, pages 74, 75 and 76, as recorded in the office of the Register of Deeds for Burnett County, Wisconsin. Said Certified Survey Map being located in Government Lot 2, Section 2, Township 40 North, of Range 16 West, Burnett County, Wisconsin.

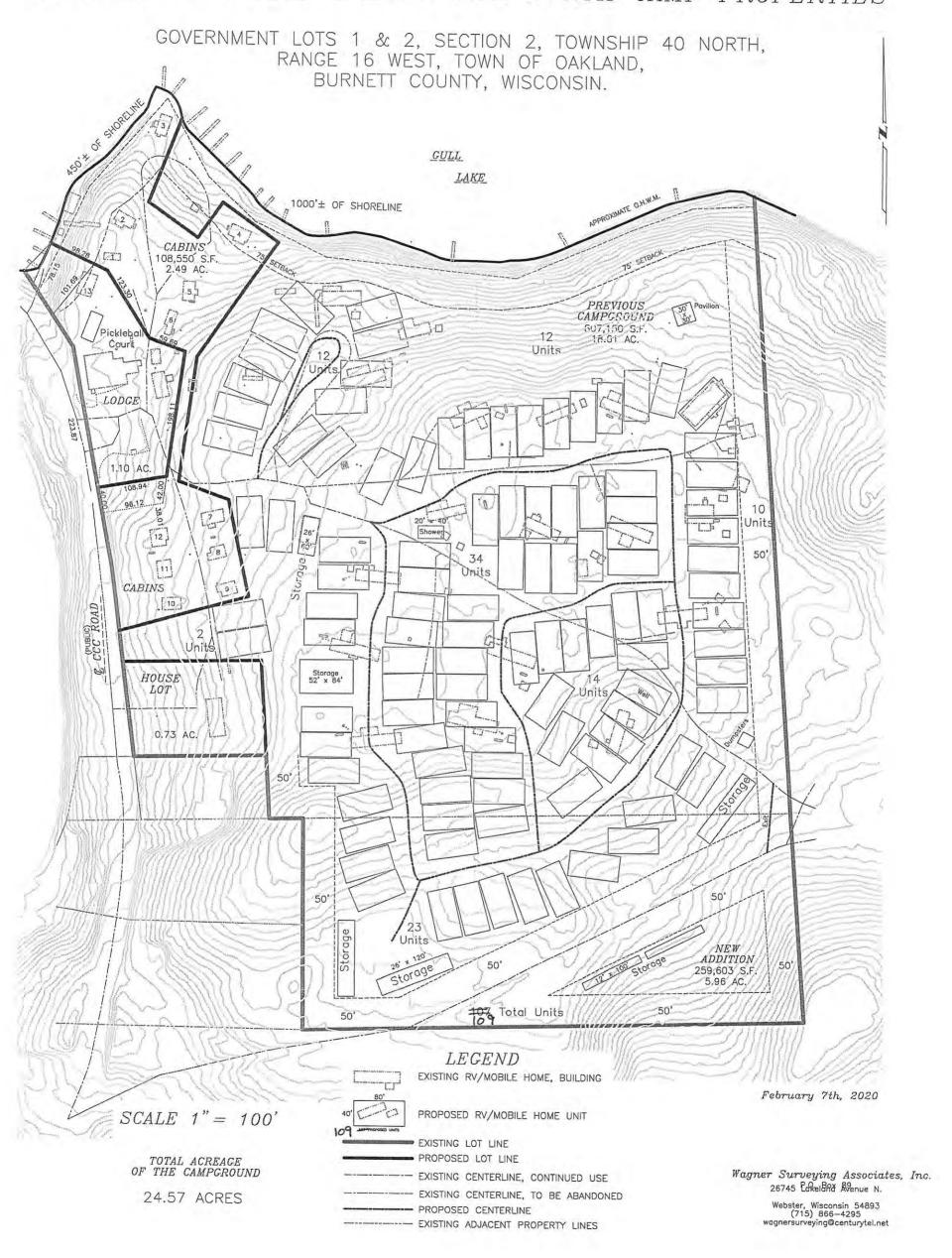
AND ALSO EXCEPTING THEREFROM: Lot Two (2), Certified Survey Map, Volume Fifteen (15), pages 74 to 76, as recorded in the office of the Register of Deeds for Burnett County, Wisconsin. Said Certified Survey Map being located in Government Lot Two (2), Section Two (2), Township Forty (40) North, Range Sixteen (16) West, Burnett County, Wisconsin.

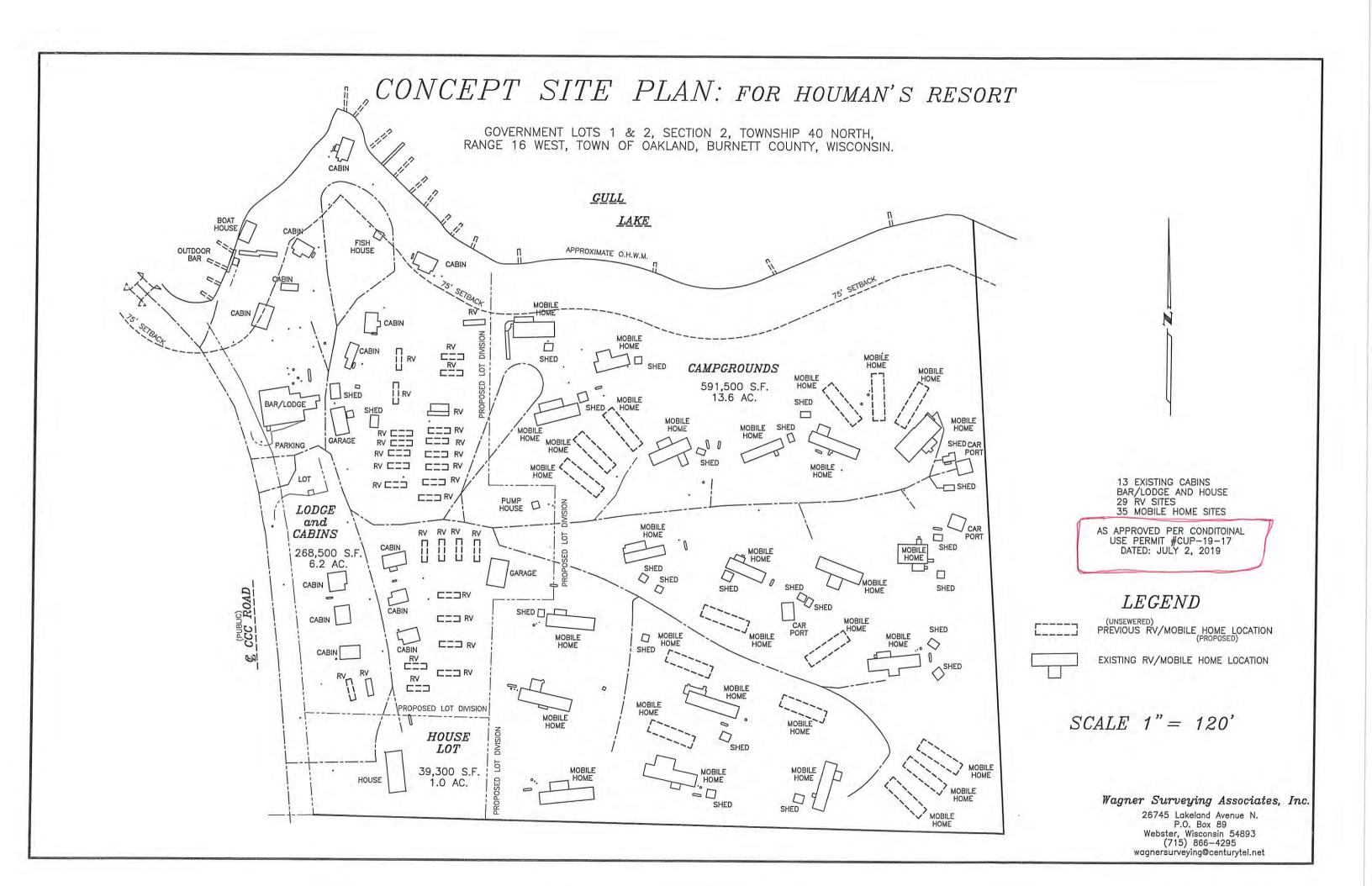
Together with a general roadway casement over and across the presently existing roadway running into the above conveyed lands from "CCC" Road over and across the North Half of the Southwest Quarter of the Southeast Quarter (N½ SW½ SE½) of Section Two (2), Township Forty (40) North, Range Sixteen (16) West, as an appurtenant easement to the above conveyed lands.

Subject to an easement for ingress and egress in favor of Lot 1 of said Certified Survey Map recorded in Volume 584 of records at page 167 in the office of the Burnett County Register of Deeds.



# CONCEPT SITE PLAN: FOR NORTH CAMP PROPERTIES





#### **Burnett County Staff Report**

#### **Application Request:**

To divide the parcels into four parcels consisting of the following; the bar/lodge with 1 existing cabin on approximately 1.1 acre, the existing house on approximately 0.7 acres, the existing cabins on approximately 2.5 acres, and up to 109 camping units on approximately 18.6 acres. One storage shed up to 12 ft x 14 ft in size and one deck up to 12 ft x 14 ft in size per cabin and camping unit. Also adding up to 60 mini storage units. All changes to take place over the next three years.

#### Current facts about the parcels:

- PIN # 07-020-2-40-16-02-5 05-002-011001, PIN # 07-020-2-40-16-02-5 05-002-011100, and PIN # 07-020-2-40-16-02-5 05-002-017000, located in Section 2, T40N, R16W (Town of Oakland).
- Zoned RR-2: 1.5 acre minimum lot size, minimum width 200 ft. 30-413.
- The subject parcels in total are approximately 29 acres, with approximately 1,400 feet of frontage on Gull Lake.
- The parcel is conforming for lot width and lot area.
- The current owner (Houman) purchased the parcels (PIN's ending in 011001 and 011100) via Land Contract Doc # 295615 recorded on 8/4/1995. The current owner (Vosberg) purchased the parcel (PIN ending in 017000) via Warranty Deed Doc # 267915 recorded on 11/13/1990. The applicant has an offer to purchase accepted by the current owner (Houman) on 10/23/2019 and the applicant has an offer to purchase accepted by the current owner (Vosberg) on 2/3/2020.
- According to the FEMA floodplain map there is some floodplain area along the shoreline.
- According to the WI DNR wetland map there are no wetlands on the parcels.

#### Applicable Conditional Use:

Per 30-85(1), "Manufactured home parks and campgrounds subject to the provisions of article V of this chapter."

Per 30-85(3), "Recreational service oriented uses such as resorts and motels, restaurants and cocktail lounges, marinas, sport shops and bait sales, and other recreational services, which in the opinion of the land use and information committee are of the same general character or clearly incidental to a permitted use, or use authorized by conditional permit."

Per 30-85(5), Mini-storage rental buildings or storage rental buildings for storage of personal property."

Per 30-543, "Camping and camping grounds."

Per 45-386, "Camping and camping grounds."

#### Permits of Record with updates in Feb 2020:

- Land Use permit # 1020 issued on 4/29/1971 for an addition to cabin # 13. Has note "Expired" on the permit.
- Land Use permit # 1021 issued on 4/29/1971 for an addition to cabin # 1 (near the lake). Has note "Expired" on the permit.
- Sanitary and addition to cabins permit # 1595 issued on 11/1/1971. Sanitary system listed as inactive.
- Sanitary and addition to cabins permit # 1596 issued on 11/1/1971. Sanitary system listed as inactive.
- Sanitary and addition to cabins permit # 1618 issued on 10/10/1971. Sanitary system listed as inactive.
- Sanitary and addition to cabins permit # 1619 issued on 10/10/1971. Sanitary system listed as inactive.
- Sanitary and addition to cabins permit # 1992 issued on 6/26/1972. Has note "Expired" on the permit. Sanitary system listed as inactive.
- Sanitary and addition to cabins permit # 2985 issued on 8/14/1973. Has note "Expired" on the permit. Sanitary system listed as inactive.
- Conditional Use permit # 153 approved on 4/2/1974 to operate a 6 unit trailer park. Applied for a 12 unit trailer park, but approved for 6. Some opposition letters in the file.
- Sanitary and addition to restaurant permit # 3764 approved on 8/5/1974. Sanitary system not listed in our maintenance program, likely replaced by # 15720.
- Sanitary permit # 4072 approved on 11/7/1974. Sanitary system listed as inactive.
- Conditional Use permit # 245 approved on 12/2/1975 to replace an existing mobile home.
- Sanitary permit # 5139 issued on 6/23/1976 to replace the system with permit # 4072. Sanitary system listed as inactive.
- Conditional Use permit # 337 approved on 10/14/1977 to replace an existing mobile home.
- Land Use permit # 6715 issued on 8/15/1978 for a 28x40 pole building.
- Sanitary and dwelling permit # 6841 issued on 9/22/1978. Sanitary system listed as inactive.
- Conditional Use permit # 387 approved on 11/6/1978 to add two additional mobile homes to the existing mobile home park.
- Sanitary permit # 7279 issued on 6/18/1979 for 2 trailers. Sanitary system listed as inactive.
- Sanitary permit # 9382 issued on 4/22/1981 for a 2 bedroom system. Sanitary system listed as inactive.
- Conditional Use permit # 906 approved on 6/4/1991 to create a full restaurant at the resort.
- Sanitary permit # 11529 issued on 7/31/1984 for 2 mobile homes (one 1 bedroom and one 2 bedroom), unknown sites. Sanitary system listed as inactive.
- Land Use permit # 13569 issued on 4/15/1988 for a roof addition at Don Stanek site.
- Land Use permit # 14942 issued on 5/31/1990 for a deck at the restaurant.
- Sanitary permit # 15720 issued on 7/9/1991 for a 1530 GPD system to replace the existing system at the restaurant. Sanitary system last serviced 7/25/2019.
- Land Use permit # 15785 issued on 7/30/1991 for a deck at Bob Gloege site.

- Land Use permit # 16540 issued on 8/24/1992 for an 8x8 addition to the restaurant.
- Land Use permit # 19377 issued on 5/14/1996 for a deck and screen porch at unknown site.
- Land Use permit # 25184 issued on 6/19/2001 for a deck at William Baver trailer.
- Conditional Use permit # 1200 approved on 6/3/2003 to expand by adding 8 additional mobile homes sites and a pump house. Note - at this meeting it was stated that there are 13 existing cabin rentals, 18 existing mobile homes sites and then house/lodge/restaurant/bar (all in the same building) on the site. A total of 43 acres and 1,400 feet of frontage.
- Sanitary Permit # 28232 issued on 10/27/2003 for a 300 GPD system for one (2 bedroom) mobile home; site 7. No history of sanitary system being serviced.
- Sanitary Permit # 28233 issued on 10/27/2003 for a 900 GPD system for three (2 bedroom) mobile homes; sites 1, 2 and 3. No history of sanitary system being serviced.
- Sanitary Permit # 28234 issued on 10/27/2003 for a 900 GPD system for three (2 bedroom) mobile homes; sites 4, 5 and 6. Sanitary system last serviced 8/13/2018.
- Land Use permit # 32136 issued on 5/22/2007 for a three season porch at Gene Moore site.
- Land Use permit # 33198 issued on 7/30/2008 for a screen porch addition at site 15.
- Land Use permit # LUP-14-252 issued on 8/4/2014 to replace a mobile home at Robert Voreis site.
- Conditional Use permit # CUP-19-17 approved on 7/2/2019 to divide the parcel into three parcels and expand the uses to consist of: the bar/lodge with 13 existing cabins and up to 29 camping units on 6.2 acres, the house on 1.0 acre, and 18 existing mobile homes/manufactured homes and up to 17 additional manufactured homes on 13.6
- Subdivision permit # SUB-19-62 issued on 9/20/2019 to split the house parcel off per CUP-19-17.
- Sanitary Permit # SAN-19-209 issued on 10/10/2019 for a 5 bedroom system which is for cabins 1, 2 and 3.
- Sanitary Permit # SAN-19-210 issued on 10/10/2019 for a 5 bedroom system which is for cabins 4, 5 and 6.

#### Violations of Record from June 2019 site visit with updates in Feb 2020:

- Compost pile with shingles, tar paper, siding, plastics and buckets. The waste needs to be disposed of properly at a land fill. Unknown if corrected, snow cover at site.
- Some sanitary systems past due for servicing, some have no record of being serviced/reported. Feb 2020 status of sanitary systems: lodge/bar is current for maintenance, cabins 1-6 had a new sanitary systems installed in 2019, sanitary system # 28234 for 3 mobile homes is current for maintenance, sanitary system #28233 for 3 mobile homes is past due for maintenance, sanitary system # 28232 for 1 mobile home is past due for maintenance. Unknown sanitary system status for cabins 7-13, the home, and for many of the mobile homes.
- Numerous decks, sheds and additions without permits. Still no permits for these.
- Portable toilet within 25 ft of the lake. This is gone per 2/11/2020 site visit.

#### **CUP-20-06: North Camp Properties II**

#### Comprehensive Plan:

Burnett County 2030 Comprehensive Plan adopted in 2010 shows this area as shoreland residential district.

- Purpose: Shoreland residential areas are "lands adjacent to lakes, rivers, and streams in Burnett County...historically prone to development pressure".
- Primary Goal: To establish "appropriate strategies for management of future development of these areas that address: ensuring environmental quality, maintaining views and open space, maintaining community character, and potential recreational activity conflicts".
- Preferred Use: "Residential uses that are compatible with their immediate surroundings."

#### Possible items to resolve/address:

 Other concerns brought before the committee from other parties (neighbors, public, Town of Oakland, state agencies, other county departments, etc).

#### Correspondence (written) received as of report compilation:

 All correspondence through 4 pm on 2/25/2020 is included in the digital packet provided to the committee members.

#### Staff concerns:

- Compost pile with shingles, tar paper, siding, plastics and buckets. The waste needs to be disposed of properly at a land fill. Need to verify after snow is gone.
- Some sanitary systems past due for servicing, some have no record of being serviced/reported.
   Some structures have no record of a sanitary system.
- Numerous decks, sheds and additions without permits.

#### If considering approval then the following items may want to be included in the motion:

- 1- All sanitary systems to be serviced and reported to the county by 6/1/2020.
- 2- Sanitary systems for cabins 7-13 need to be evaluated by a WI licensed plumber and appropriate reports filed with the county by 6/1/2020 <u>OR</u> the cabins will need new sanitary systems by 6/1/2020.
- 3- All land use permits to be obtained for all violations by 12/1/2020.
- 4- A complete campground/manufactured home park (including all existing structures and camping units) map needs to be completed for the entire parcel and filed with the land services department (signed by a licensed architect, engineer or surveyor) which shows the entire layout, location of all sites, roads, property lines, setbacks, structures, water supplies, private waste disposal system(s), recreation areas, and any other information the land use and information committee shall deem necessary within 3 years of this approval. Any proposed changes in the approved campground/manufactured home park shall be presented to the land services

- department for approval. No implementation of the proposed changes shall take place until written approval is received from the land services department.
- 5- Land Use permits to be obtained for all items before construction/placement of new items. This includes all decks/patios/sheds/etc.
- 6- No recreational vehicle transfer tanks shall be used. All camping units shall be attached to a POWTS (Private Onsite Wastewater Treatment Systems).
- 7- If screening is required then the committee should specify the location, type, height as
- 8- A copy of the state campground license must be provided to the county land services department within 9 months of this approval.
- 9- Camping units shall meet WI camping unit requirements.
- 10- All mobile homes/manufactured homes need to be removed from the site by 6/1/2022.
- 11- Follow all local, county, state and federal requirements for this activity.

# BURNETT COUNTY LAND SERVICES BURNETT COUNTY GOVERNMENT CENTER

7410 County Road K, #120 Siren, Wisconsin 54872

Phone (715) 349-2109 landservices@burnettcounty.org

February 10, 2020

North Camp Properties II Mike Hershberger & Steve Austin 4100 Misty Valley Dr Middleton, WI 53562

RE: CONDITIONAL USE PERMIT #CUP-20-06

Dear Applicant,

Please be advised that a public hearing will be held before the Burnett County Land Use and Information Committee on Tuesday, March 3rd, 2020 at 9:00 a.m., in Room 165 at the Burnett County Government Center, Town of Meenon, Siren, Wisconsin.

This hearing will be held in order to receive comment on your request for a conditional use permit to divide the use into multiple parcel and add additional camping units at 29402/29460 CCC Rd.

It is expected that you, or a representative acting for you, be present at the hearing in order to provide any additional information, which may be necessary for a proper decision in the matter.

Please contact this office if you have any questions or comments.

Thanks,

Jason Towne
Jason Towne

Zoning Administrator

#### BURNETT COUNTY ZONING ADMINISTRATION BURNETT COUNTY GOVERNMENT CENTER

7410 COUNTY ROAD K, #120 SIREN, WISCONSIN 54872

PHONE (715) 349-2109 EMAIL: landservices@burnettcounty.org

#### **NOTICE OF PUBLIC HEARING**

Notice of Public Hearing, State of Wisconsin, County of Burnett, Tuesday, March 3, 2020, at 9:00 a.m., at the Burnett County Government Center in Room 165, Town of Meenon, Siren, Wisconsin, regarding the following:

#### **BURNETT COUNTY LAND USE/SHORELAND PROTECTION ORDINANCES**

#### 1. CONDITIONAL USE PERMIT #CUP-20-06 - NORTH CAMP PROPERTIES II

Public notice is hereby given to all persons in the Town of Oakland, Burnett County, Wisconsin, that Mike Hershberger and Steve Austin have made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to divide the existing parcels into four different parcels consisting of the following; the existing bar/lodge with one existing cabin on approximately 1.1 acres, the existing house on approximately 0.7 acres, the existing cabins on approximately 2.5 acres, and up to 109 camping units on approximately 18.6 acres. One storage shed up to 12 ft x 14 ft in size and one deck up to 12 ft x 14 ft in size per cabin and camping unit. Also adding up to 60 mini storage units. All changes to take place over the next three years, located at 29402 and 29460 CCC Rd, on Gull Lake, in the RR-2 zoning district, parcels in Government Lots 1 and 2, Section 2, T40N R16W.

#### 2. CONDITIONAL USE PERMIT #CUP-20-07 - NORTH CAMP PROPERTIES III

Public notice is hereby given to all persons in the Town of Webb Lake, Burnett County, Wisconsin, that Mike Hershberger and Steve Austin have made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to build up to 130 storage units and allow outdoor storage of up to 75 watercraft over the next three years, located at State Rd 77 and Deer Lake Rd, on Jones Creek, in the RR-1 zoning district (see next item for proposed rezone of this parcel from RR-1 to C-1), parcel in the S ½ of the S ½ of the NW ¼ of the SE ¼, Section 18, T41N R14W.

#### 3. MAP AMENDMENT #MAP-20-01 - NORTH CAMP PROPERTIES III

To rezone the S ½ of the S ½ of the NW ¼ of the SE ¼, in Section 18, T41N R14W, Town of Webb Lake, from RR-1 (Residential-Recreation) to C-1 (Commercial) zoning district. Zoning change requested by Mike Hershberger and Steve Austin. (See prior item for proposed conditional use of this parcel).

Details of the proposed revision are available at the Burnett County Land Services Department, the Burnett County Clerk's Office, and on the Burnett County website at <a href="http://www.burnettcounty.com/index.aspx?NID=1108">http://www.burnettcounty.com/index.aspx?NID=1108</a>.

(Continued on Page 2)

#### NOTICE OF PUBLIC HEARING

MARCH 3, 2020 PAGE 2

#### 4. MAP AMENDMENT #MAP-20-02 - AMRHIEN

To rezone the N ½ of the E ½ of the SW ¼ of the SE ¼, in Section 33, T39N R16W, Town of Meenon, from RR-1 (Residential-Recreation) to C-1 (Commercial) zoning district. Zoning change requested by Charles Amrhien. (See next item for proposed conditional use of this parcel).

Details of the proposed revision are available at the Burnett County Land Services Department, the Burnett County Clerk's Office, and on the Burnett County website at <a href="http://www.burnettcounty.com/index.aspx?NID=1108">http://www.burnettcounty.com/index.aspx?NID=1108</a>.

#### 5. CONDITIONAL USE PERMIT #CUP-20-02 - AMRHIEN

Public notice is hereby given to all persons in the Town of Meenon, Burnett County, Wisconsin, that Charles Amrhien has made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to allow outside storage of recreational equipment and outside storage of semi-trailers, located at 7096 State Rd 70, in the RR-1 zoning district (see prior item for proposed rezone of this parcel from RR-1 to C-1), in the E ½ of the SW ¼ of the SE ¼, Section 33, T39N R16W.

#### 6. CONDITIONAL USE PERMIT #CUP-20-08 - BAGLIO

Public notice is hereby given to all persons in the Town of Swiss, Burnett County, Wisconsin, that Diane Baglio has made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to allow a camper year around for up to three years, located at 7116 Hill Dr, on Loon Creek, in the RR-3 zoning district, Lot 1 CSM V. 9 Pg. 263, in the SW ¼ of the NE ¼, Section 27, T41N R16W.

Burnett County Land Use and Information Committee Siren, WI Dated this 10th day of February, 2020

NOTICE TO RUN IN SENTINEL FEBRUARY 12TH AND 19TH



#### **COUNTY OF BURNETT**

# LAND USE AND INFORMATION COMMITTEE

Burnett County Government Center Room 165 - 9:00 a.m. March 3, 2020

Burnett County Clerk, 7410 County Road K, #105, Siren, WI 54872 • Phone 715-349-2173 • FAX / TTY 715-349-2169

#### MEMBERS

County Board Supervisors
Norm Bickford, Chair
Craig Conroy, Vice-Chair
Brent Blomberg, Secretary
Chuck Anderson
Ed Fisher
Duane Johnson
Jim Paden

#### DEPARTMENTS

- County Surveyor/Land Services
- · Zoning/Land Use

# **AGENDA**

- 1. Call to Order
- 2. Notice Posted in Accordance to Wis. Stat. 19.84 Open Meeting Law
- 3. Public Comments Three Minute Time Limit Per Person
- 4. Approval of Agenda Order
- 5. Approval of Minutes of the February 4, 2020, Meeting
- 6. Public Hearing:
  - a. Conditional Use Permit #CUP-20-06: North Camp Properties II Divisions, Campground and Storage Units
  - b. Conditional Use Permit #CUP-20-07: North Camp Properties III Storage Units and Outdoor Storage
  - c. Amendment #MAP-20-01: North Camp Properties III Rezone a Parcel from RR-1 to C-1
  - d. Amendment #MAP-20-02: Amrhien Rezone a Parcel from RR-1 to C-1
  - e. Conditional Use Permit #CUP-20-02: Amrhien Outdoor Storage
  - f. Conditional Use Permit #CUP-20-08: Baglio Camper for up to Three Years
- 7. Land Services Zoning and Property Information Division Reports
- 8. Future Agenda Items
- 9. Adjournment

# Affidavit of Publication

STATE OF WISCONSIN, Burnett County

IN RE ESTATE OF

Proof of Publication of

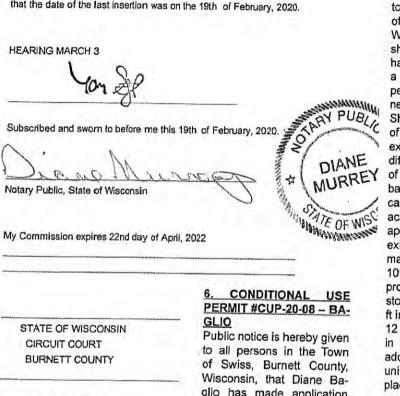
Recorded in Vol. \_\_\_\_ Page

Filed this \_\_\_\_ day of \_\_\_\_, 20\_\_

County Judge

Deceased

Tom Stangl, being duly swom, on oath, deposes and says that he is an authorized representative of The Burnett County Sentinel, which is a weekly newspaper published at Grantsburg, Wisconsin, and that a notice of which the printed slip, hereto annexed, is an exact and true copy, was published in said, newspaper once in each and every week for 2 successive weeks and that the date of the first insertion was the 12th of February, 2020; that the date of the last insertion was on the 19th of February, 2020.



rubilc notice is hereby given to all persons in the Town of Swiss, Burnett County, Wisconsin, that Diane Baglio has made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to allow a camper year around for up to three years, located at 7116 Hill Dr, on Loon Creek, in the RR-3 zoning district, Lot 1 CSM V. 9 Pg. 263, in the SW ¼ of the NE ¼, Section 27, T41N R16W. Burnett County Land Use and Information

Siren, WI Dated this 10th day of February, 2020 WNAXLP (Feb. 12, 19)

Committee

#### NOTICE OF PUBLIC HEARING

Notice of Public Hearing, State of Wisconsin, County of Burnett, Tuesday, March 3, 2020, at 9:00 a.m., at the Burnett County Government Center in Room 165, Town of Meenon, Siren, Wisconsin, regarding the following: BURNETT COUNTY LAND USE/SHORELAND PROTECTION ORDINANCES

1. CONDITIONAL USE PERMIT #CUP-20-06 - NORTH CAMP PROPER-TIES II

Public notice is hereby given to all persons in the Town of Oakland, Burnett County, Wisconsin, that Mike Hershberger and Steve Austin have made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to divide the existing parcels into four different parcels consisting of the following; the existing bar/lodge with one existing cabin on approximately 1.1 acres, the existing house on approximately 0.7 acres, the existing cabins on approximately 2.5 acres, and up to 109 camping units on approximately 18.6 acres. One storage shed up to 12 ft x 14 ft in size and one deck up to 12 ft x 14 ft in size per cabin and camping unit. Also adding up to 60 mini storage units. All changes to take place over the next three years, located at 29402 and 29460 CCC Rd, on Gull Lake, in the RR-2 zoning district, parcels in Government Lots 1 and 2, Section 2, T40N R16W.

#### 2. CONDITIONAL USE PERMIT #CUP-20-07 -NORTH CAMP PROPER-TIES III

Public notice is hereby given to all persons in the Town of Webb Lake, Burnett County, Wisconsin, that Mike Hershberger and Steve Austin have made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to build up to 130 storage units and allow outdoor storage of up to 75 watercraft over the next three years, located at State Rd 77 and Deer Lake Rd, on Jones Creek, in the RR-1 zoning district (see next item

for proposed rezone of this parcel from RR-1 to C-1), parcel in the S ½ of the S ½ of the NW ¼ of the SE ¼, Section 18, T41N R14W.

#### 3. MAP AMENDMENT #MAP-20-01 - NORTH CAMP PROPERTIES III

To rezone the S ½ of the S ½ of the NW ¼ of the SE ¼, in Section 18, T41N R14W, Town of Webb Lake, from RR-1 (Residential-Recreation) to C-1 (Commercial) zoning district. Zoning change requested by Mike Hershberger and Steve Austin. (See prior item for proposed conditional use of this parcel).

Details of the proposed revision are available at the Burnett County Land Services Department, the Burnett County Clerk's Office, and on the Burnett County website at http://www.burnettcounty.com/index.aspx?NID=1108.

4. MAP AMENDMENT #MAP-20-02 - AMRHIEN

To rezone the N ½ of the E ½ of the SW ¼ of the SE ¼, in Section 33, T39N R16W, Town of Meenon, from RR-1 (Residential-Recreation) to C-1 (Commercial) zoning district. Zoning change requested by Charles Amrhien. (See next item for proposed conditional use of this parcel).

Details of the proposed revision are available at the Burnett County Land Services Department, the Burnett County Clerk's Office, and on the Burnett County website at http://www.burnettcounty.com/index.aspx?NID=1108.

#### 5. CONDITIONAL USE PERMIT #CUP-20-02 - AM-RHIEN

Public notice is hereby given to all persons in the Town of Meenon, Burnett County, Wisconsin, that Charles Amrhien has made application for a conditional use permit per the terms of the Burnett County Land Use and Shoreland Protection Code of Ordinances to allow outside storage of recreational equipment and outside storage of semi-trailers, located at 7096 State Rd 70, in the RR-1 zoning district (see prior item for proposed rezone of this parcel from RR-1 to C-1), in the E 1/2 of the SW 1/4 of the SE 1/4, Section 33, T39N R16W.

#### Towne, Jason

From: Toay, Nicole <ntoay@wheelerlaw.com>
Sent: Thursday, May 07, 2020 11:48 AM

To: Bickford, Norm; Conroy, Craig; Blomberg, Brent; Anderson, Chuck; Awe, Charles; Paden,

Jim; James Pearson

Cc:Hinrichs, Wanda; Towne, Jason; Peranteau, Mary BethSubject:Conditional Use Permit Application No. CUP-20-06Attachments:2020.05.07 S Burnett Co LUIC re CUP-20-06.pdf

Mr. Bickford and Committee Member,

Good afternoon. Attorney Peranteau has asked me to forward you the attached letter along with a copy of her previously sent open recorded request. Please let me know if you have any issues opening it.

Thank you, Nikki



#### Nicole Toay

Legal Assistant, Mary Beth Peranteau

Wheeler, Van Sickle & Anderson, S.C. 44 East Mifflin Street, Suite 1000, Madison, WI 53703

wheelerlaw.com

firm 608.255.7277 | direct 608.441.3812

ntoay@wheelerlaw.com

This email is sent by a law firm and may contain information that is privileged or confidential. If you are not the intended recipient, please delete the e-mail and any attachments and notify us immediately.





ATTORNEYS AT LAW Niles Berman Jeffrey L. Landsman Thomas J. Zaremba Stuart G. Mondschein William Pray O'Connor Rhea A. Myers Mary Beth Peranteau Jessica J. Shrestha

Justin W. Chasco Andrew J. Parrish Denis R. Vogel David A. Bolles Robb E. Leach Kari J. Fasulo OF COUNSEL Norman C. Anderson Janet L. Kelly

May 7, 2020

#### VIA ELECTRONIC MAIL

Norman Bickford, Chair and Members Burnett County Land Use & Information Committee 7410 County Road K Siren, WI 54872



RE: Conditional Use Permit Application No. CUP-20-06

Dear Chairman Bickford and Committee Members:

This firm represents the Concerned Citizens for the Preservation of the Minerva Chain of Lakes, an association of Burnett County residents and property owners who are opposed to the above-referenced application for a conditional use permit to expand the campground/mobile home park at Houman's Resort.

During this week's Committee meeting, there was discussion concerning the necessity of a continued public hearing on the application, as well as the deadline for the applicant's submission of requested information to complete the application. These two issues are related. According to the Wisconsin Supreme Court's decision in *Weber v. Town of Saukville*, 209 Wis. 2d 214 (1997) (involving a CUP for a gravel quarry), the complete application must be available to the public at the time notice of the final public hearing is first given. According to that case:

"Such a rule ensures that interested individuals will have a meaningful opportunity to express informed opinions at the public hearings.... Requiring a complete application at the time that the last public hearing is noticed places no significant burden on conditional use applicants, and provides ample opportunity for interested citizens to inform themselves in preparation for the hearing."

It is implicit in the Court's ruling that the public hearing on a CUP application cannot be closed before the application is complete. The CUP application form and Section 30-634 of the County Ordinance require the application to include a scaled plot plan that includes, among other things, the dimensions, locations and setbacks of all existing and proposed structures, including all decks/porches/walkways and dimensions for all items; sanitary

Burnett County Land Use & Information Committee

RE: CUP-20-06 May 7, 2020 Page 2 of 2

system, drainfield and well with distances to property lines, OHWM, wetlands, floodplains, existing and proposed buildings; and location and type of erosion control measures. This information is required for a complete application. Accordingly, there is no question that the public hearing must be continued after these items are received. Per the Committee's discussion, we understand the hearing will be held in early June. Under Wisconsin law, these application materials must be available to the public as of the first date of publication of the hearing notice as provided by Wis. Stat. § 59.69(5e)(c).

In anticipation of the Committee's receipt of that information, this letter will serve as a supplemental open record request for copies of all documents submitted by the applicant following the March 3<sup>rd</sup> public hearing. Please also refer to my original open record request dated March 18, 2020, a copy of which is attached. Wis. Stat. § 19.35(4) requires that the County shall, "as soon as practicable and without delay," either fill the request or notify of the reason why the request is being denied in whole or in part. We have not received any response to the original request in the six weeks since it was delivered. While a certain amount of delay is inevitable due to the COVID pandemic, the County's response is clearly overdue.

Thank you for your kind attention to these matters.

Very truly yours,

WHEELER, VAN SICKLE & ANDERSON, S.C.

Mary Beth Peranteau

/mbp

cc: Wanda Hinrichs, Clerk (via electronic mail to: <a href="whinrichs@burnettcounty.org">whinrichs@burnettcounty.org</a>)
Jason Towne, Land Services Director (via email to: <a href="mailto:jtowne@burnettcounty.org">jtowne@burnettcounty.org</a>)





ATTORNEYS AT LAW Niles Berman Jeffrey L. Landsman Thomas J. Zaremba Stuart G. Mondschein William Pray O'Connor Rhea A. Myers Mary Beth Peranteau Jessica J. Shrestha

Justin W. Chasco Andrew J. Parrish Denis R. Vogel David A. Bolles Robb E. Leach Kari J. Fasulo OF COUNSEL Norman C. Anderson Janet L. Kelly-

March 18, 2020

#### VIA PRIORITY MAIL

Ms. Wanda Hinrichs, Clerk Burnett County, Wisconsin 7410 County Road K Siren, WI 54872

RE: Open Record Request Pursuant to Wis. Stat. § 19.35 et seg.

Dear Ms. Hinrichs:

This letter is to request copies of public records maintained by Burnett County pursuant to Section 19.35 of the Wisconsin Statutes. If the records custodian for any of the requested records is someone other than yourself, kindly notify me of the identity of the custodian of any such records.

#### RECORDS REQUESTED

<u>Definitions</u>: For purposes of this request, the term "Communications" means any document existing in any format including electronic files, reflecting verbal or written communications between two or more parties. This includes but is not limited to letters, email, memoranda, telephone notes and logs.

- 1. All County ordinances pertaining to fees, charges and procedures for responding to statutory open records requests under Wis. Stat. § 19.35.
- 2. The notice of hearing and proof of mailing and publication of such notice for the public hearing held by the Land Use & Information Committee on March 3, 2020, concerning the application of North Camp Properties II for zoning approvals for the property located at 29402 and 29460 CCC Road, on Gull Lake, parcels in Government Lots 1 and 2, Section 2, T40N R16W.
- 3. The Minutes and audiotape record of the Land Use & Information Committee's March 3, 2020 meeting and public hearing.

Ms. Wanda Hinrichs, Clerk Burnett County, Wisconsin March 18, 2020 Page 2 of 2

- 4. All Communications between any representative(s) of the County and North Camp Properties II related to zoning approvals for property located at 29402 and 29460 CCC Road, between January 1, 2020 and the date of your receipt of this request.
- 5. All Communications between any representative(s) of the County and the Town of Oakland related to zoning approvals for property located at 29402 and 29460 CCC Road, between January 1, 2020 and the date of your receipt of this request.
- 6. All Communications between member(s) of the public and the County or any of its elected officials, committee members, or staff received between March 1, 2020 and the date of your receipt of this request referring or relating to the property located at 29402 and 29460 CCC Road.
- 7. All reports, recommendations and other internal Communications between and among County elected officials, committee members and/or staff between January 1, 2020 and the date of this request referring to or relating to the property located at 29402 and 29460 CCC Road.

To the extent feasible, please provide electronic copies of responsive records. If prepayment is required for the record search and/or copies, please advise. We will promptly pay your invoice upon receipt.

Please contact me if you have any questions or require clarification. Thank you for your anticipated cooperation.

Very truly yours,

WHEELER, VAN SIÇKLE & ANDERSON, S.C.

Mary Beth Peranteau

/mbp

#### Towne, Jason

From:

Steve Austin <br/>
<br/>
Steve Austin <br/>
Steve Aus

Sent:

Friday, May 15, 2020 10:00 AM

To:

Towne, Jason

Subject:

Upddate letter for the board

Attachments:

CUP Update Letter 5-14-20.pdf; Proposed Conditions.pdf

This is what we have accomplished so far.

Jason please note that the septics may not all be pumped and serviced as of today but will be by June 1st.

We would also note that while we responded that all trailer homes will be removed by 6/1/2022 we are willing to let current campers stay until that camper no longer rents from us at which time they would have to remove the trailer. Trailers cannot be sold and stay at the property. Over time as the trailers leave they would be replaced with a Seasonal Campground RV model. We will follow the board's decision.

Thank you,

Steve Austin



Date:

May 14, 2020

To:

**COUNTY OF BURNETT** 

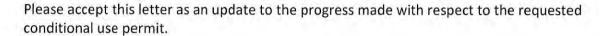
LAND USE AND INFORMATION COMMITTEE

From:

North Camp Properties II, LLC

RE:

CONDITIONAL USE PERMIT #CUP-20-06 - NORTH CAMP PROPERTIES II, LLC



We have attached a revised site plan that reduced the original requested campsites by 23 with greater precision for the storage units. Since the last meeting, we have competed the purchase of the approximate 5.9 acre parcel to the south of the former Houman's resort, increasing the campground land portion by 33% from the previously approved Houman's CUP. We have hired licensed professionals to establish precise plans regarding erosion control, runoff management, grading scale, identified the septic systems existing locations and tested the soil to identify new replacement areas to accommodate the new ones shown by soil work. Our improvement team includes:

- 1. Wagner Surveying
- 2. Cashman Excavating
- 3. Jeff Fox Excavating and Septic
- 4. Northern Wisconsin-Based Engineers, Inc.

Additional work since the last meeting includes the following:

All sanitary systems were serviced and reported to the county. We also hired a licensed plumber to evaluate sanitary systems for cabins 7-13 on the map and filed appropriate reports with the county. We are in the process of obtaining all land use permits for all violations and will have the appropriate permits and or correct all violations by 12/1/2020.

We have attached a draft map of the complete campground/manufactured home park (including all existing structures and camping units) for the entire parcel. We will file the final map with the Land Services Department (signed by a licensed architect, engineer or surveyor) which shows the entire layout, location of all sites, roads, property lines, setbacks, structures, water supplies, private waste disposal systems, recreation areas and any other information the Land Use and Information Committee shall deem necessary within three years of approval. Any proposed changes in the approved campground/manufactured home park shall be presented to the Land Services Department for approval. No implementation of the proposed changes shall take place until written approval is received from the Land Services Department. Land



use permits will be obtained for all items before construction/placement of new items. This includes all decks/patios/sheds/etc.

No recreational vehicle transfer tanks shall be used on the property. All camping units shall be attached to a POWTS (Private Onsite Wastewater Treatment Systems). We have proposed what we believe is sufficient screening for the conditional use permit. We will work with the committee to revise screening as deemed necessary by the committee.

A copy of the state campground license will be provided to the county Land Services Department within nine months of this approval and we will ensure that camping units shall meet Wisconsin camping unit requirements. All mobiles homes/manufactured homes will be removed from the site by 6/1/2022. We will follow all local, county, state and federal requirements for this activity.

Respectfully submitted,

Steve Austin Authorized Member - North Camp Properties II, LLC



# Proposed Conditions CONDITIONAL USE PERMIT #CUP-20-06 - NORTH CAMP PROPERTIES II, LLC May 14, 2020

- 1. All sanitary systems to be serviced and reported to the county by 6/1/2020.
- 2. Sanitary systems for cabins 7-13 to be evaluated by a Wisconsin licensed plumber and appropriate reports filed with the county 6/1/2020 or the cabins will need new sanitary systems by 6/1/2020.
- 3. All land use permits to be obtained for all violations by 12/1/2020.
- 4. A complete campground/manufactured home park (including all existing structures and camping units) map needs to be completed for the entire parcel and filed with the Land Services Department (signed by a licensed architect, engineer or surveyor) which shows the entire layout, location of all sites, roads, property lines, setbacks, structures, water supplies, private waste disposal system(s), recreation areas and any other information the Land Use and Information Committee shall deem necessary within three years of this approval. Any proposed changes in the approved campground/manufactured home park shall be presented to the Land Services Department for approval. No implementation of the proposed changes shall take place until written approval is received from the Land Services Department.
- 5. Land use permits to be obtained for all items before construction/placement of new items. This includes all decks/patios/sheds/etc.
- 6. No recreational vehicle transfer tanks shall be used. All camping units shall be attached to a POWTS (Private Onsite Wastewater Treatment Systems).
- 7. Screening shall consist of sufficient pine trees and bushes between North Camp Properties II, LLC and neighbors.
- 8. A copy of the state campground license must be provided to the county Land Services Department within nine months of approval.
- 9. Camping units shall meet Wisconsin camping unit requirements.
- 10. All mobiles homes/manufactured homes need to be removed from the site by 6/1/2022.
- 11. Follow all local, county, state and federal requirements for this activity.



- 12. The number of campsites reduced by 23 from the original proposed conditional use permit.
- 13. Provide a more precise erosion control plan
- 14. Establish a water run off management plan
- 15. Establish a grading scale plan
- 16. Identification of all existing septic systems.
- 17. Test soils to identify areas to accommodate new septic systems
- 18. Each campsite shall have sufficient area for at least one vehicle parking on site.
- 19. Each annual camper shall be required to sign a season contract substantially similar to the attached agreement:



# **Seasonal Contract**

North Camp Properties II, LLC doing business as 7 Lakes Campground 29460 CCC Rd, Danbury, WI 54830

	Lot #
Email:	7lakescamp@gmail.com
Mailin WI 548	g Address: 7 Lakes campground, C/O Steve Austin, 3142 W Webb Lake Dr, Webb Lake, 330
Phone	: (, On-Site Manager)
	Rent: Seasonal site rent is \$ A non-refundable payment of \$ by October 1, 20 to hold Your site for 20 The balance is due as follows: \$ by
full by	$1^{st}$ and the balance of $\$ by May $1^{st}$ . A $\$ discount will be applied if paid in March 1, 20 A late payment fee of $\$ per day will be added to Your total. In MasterCard are accepted with an 3% surcharge added.
1.	Speed Limit on Seven Lakes Campground is 5 MPH.
2.	You are allowed to access the ATV trail system via the road that runs to Your site subject to local rules and regulations. Operating an ATV anywhere other than on the road is not allowed. Please be considerate when driving Your ATV on the Campground roads to access the trail system.
3.	Continual operation of motor vehicles on Seven Lakes Campground (does not include necessary travel) is not allowed. Operation of motor vehicles by underage, non-licensed drivers is not allowed, and Seven Lakes Campground does not accept responsibility for their safety.
4.	No unlicensed, unused or non-running vehicles are allowed on Seven Lakes  Campground. A 20-day grace period will be given after which a \$ per day charge will be assessed in addition to towing at the Camper's expense.

- 5. Trailers are to be kept in good repair and lots kept clean. Lots are to be raked and cleaned no later than the end of Memorial Day Weekend. If Seven Lakes Campground has to mow or pick up refuse in Your lot area, a minimum \$\_\_\_\_\_ charge will be assessed. You are expected to keep Your lot mowed and cleaned.
- 6. Seven Lakes Campground has the right to refuse any transfer of trailers to new tenants for trailers remaining on site. Seven Lakes Campground must approve all new tenants

and trailer sales. No subletting or renting is allowed without prior written approval. There will be no refunds or prorating of seasonal fees.

- 7. You will be responsible for Your own electric bill from Northwestern Wisconsin Electric Company. Failure to pay Your electric bill is grounds for termination of this contract.
- 8. You may not use a dock to park Your boat unless You have paid for a boat slip. No more than 1 boat per site.
- 9. Notify Seven Lakes Campground if You have trees to be cut.
- 10. No commercial operations are allowed without permission.
- 11. No unused boats or other articles are to be left in the dock area.
- 12. Quiet time in the park is 10:00 PM to 10:00 AM. Any disrespectful Camper will be asked to leave the park without a refund.
- 13. No fireworks can be discharged in the park
- 14. No hunting or discharging of firearms on premises is allowed.
- 15. All pets are to be on a chain, leash or in a kennel. Pick up after Your pet, put droppings in a plastic bag and dispose of it. Pet noise is to be kept to Your area. You are responsible for Your guest's pets.
- 16. You are responsible for the behavior Your guests. Please see that Your guests are aware of the rules. If Your guests do not follow the rules, they will be required to leave the premises immediately, whether You are present or not. Only one trailer is allowed per site. Additional trailers or guest trailers are not allowed.
- 17. No decks, sheds or additions of any kind is allowed without the written consent of Seven Lakes Campground. Seven Lakes Campground will identify which sheds are acceptable upon request. You are responsible for any permits, fees, taxes, fines or removal costs that may occur.
- 18. No storage or dumping of hazardous material is allowed.

19. The seasonal camping fee is limited to the sole occupancy of Your trailer and Your immediate family. Your immediate family is defined as You, Your spouse or significant other and all unmarried children.

Burnett County Land Services Department

- 20. You are responsible for any personal property tax that any regulatory body may levy on Your personal goods.
- 21. Seasonal rates apply for the full season, November 1, 20\_to October 31, 20\_. You may use Your trailer in the off season if You will be leasing from Seven Lakes Campground the following year, however, the water will be turned off seasonally when freezing weather is a potential at the sole discretion of Seven Lakes Campground. This property, being privately owned, You accept camping privileges with the understanding that You hereby release Seven Lakes Campground, its officers and employees of all liability for the loss or damage to property and injury to his/her person arising out of his/her use of its camping facilities and agrees to indemnify Seven Lakes Campground, its officers and employees, against any claims resulting from loss or damage to property or injury to the person and any member of the family or guest of the camper, arising out of the use of this camping facility.
- 22. Default: If You default in payment of any installment of rent, or breach any of the terms, conditions, and provisions herein contained, the balance of the rent to the end of the camping season shall without notice of demand by Seven Lakes Campground, at once become due and payable. In addition, the Camper hereby authorizes and empowers Seven Lakes Campground to enter the camp site as needed and without notice, with or without legal process, and thereby terminate the tenant's right to use the site. The Camper also agrees to personally guarantee any payment to Seven Lakes Campground and pay reasonable attorney's fees.

Terms of seasonal camping: The seasonal camping contract terminates on October 31<sup>st</sup> of each year. Unless a new seasonal camping contract is entered into between the seasonal camper and Seven Lakes Campground prior to Sept. 16th of each year, the seasonal Camper will be responsible to physically remove their trailer and all personal property by October 31<sup>st</sup>.

Your signature on the contract indicates that You have received and read a copy of the contract and its rules and agree to the terms therein. Please sign and return contract to:

### North Camp Properties II, LLC, 3142 W Webb Lake Dr, Webb Lake, WI 54830

Failure to return the signed contract by Sept. 15<sup>th</sup>, 20\_\_ will indicate You no longer wish to keep Your site the following season.



# **Seasonal Contract**

North Camp Properties II, LLC doing business as 7 Lakes Campground 29460 CCC Rd, Danbury, WI 54830

Lot #	Phone contact #			+
E-mail				
Print Full Name	e and Home mailing ad	dress		
		(referred to as	"You", "Your"	or "Camper")
 Signature of Ca	mper		Date	
Signature of sp	ouse/significant other	-	Date	
Authorized Sigi	nature of 7 Lakes Cam	oground:		
			ate	) ECE

Burnett County Land Services Department

### Towne, Jason

From: Wagner Surveying <wagnersurveying@centurytel.net>

**Sent:** Friday, May 15, 2020 4:18 PM

To: Towne, Jason; 'Steve Austin'; 'Michael Hershberger'

Cc: 'Gary T.Colbert'; 'Heather Harrington'

Subject: Storm Water and Erosion Control Plans forNorth Camp Properties (Houman's Resort)

Attachments: Houmans Resport Preliminary SW Treatment Design 051520.pdf; 61% PreliminaryPlan-

Reduced.pdf

### Jason;

Attached please find the preliminary storm water management (sketch on pdf) and calcs. Also preliminary storm water and erosion control cadd sheets for the road work.

In general the plan is to treat the storm water run-off with grassy swales at the low side of each individual lot or collectively in the roadside ditches. Due to the sandy soils the size of the swales is minimal. Per the Engineers.

There are several pages at the end of the cadd sheets that provide guidance on erosion control and is the basis of the final erosion control plan.

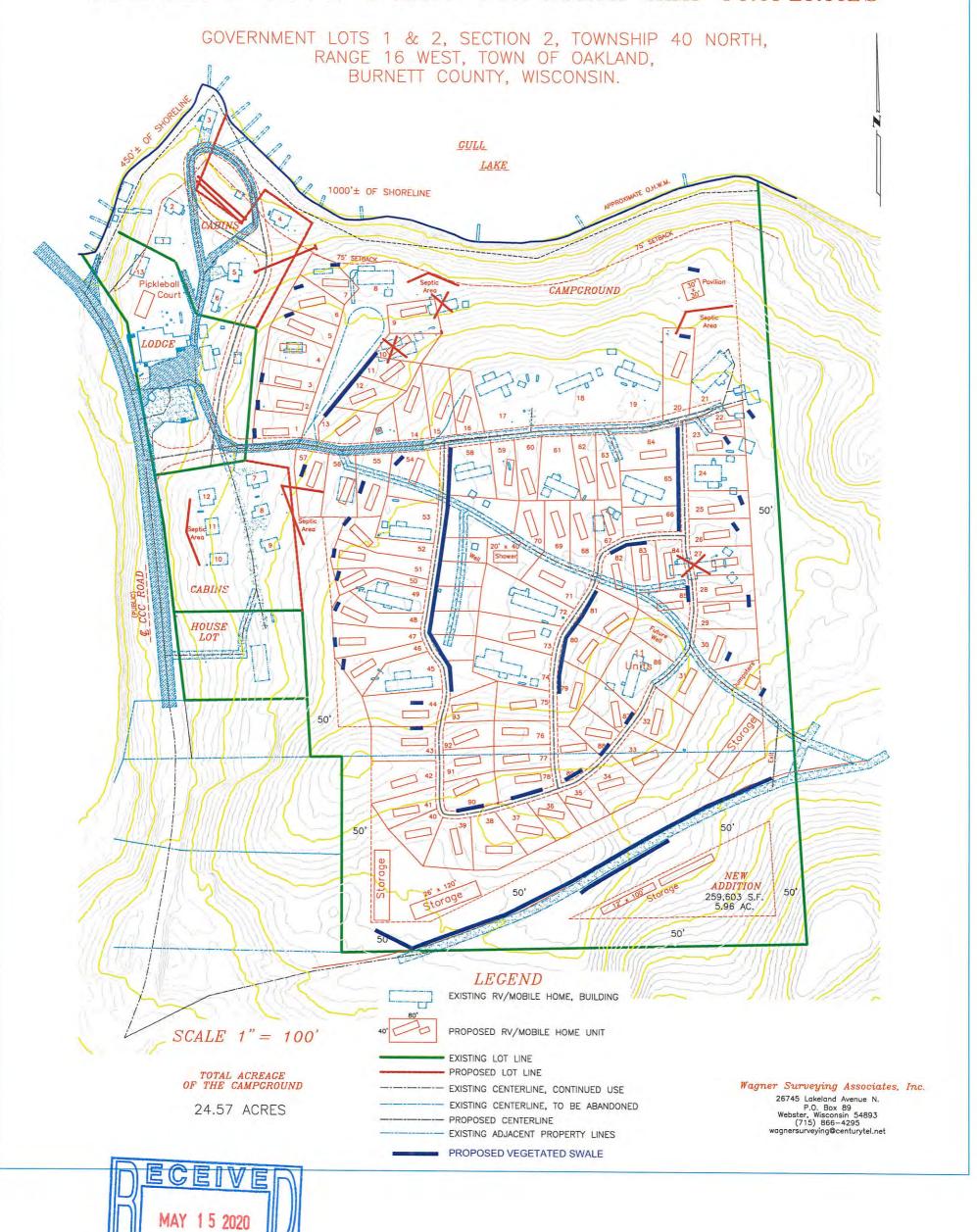
Thanks Mark Have a good weekend.

Mark E. Krause, PLS Wagner Surveying Associates, Inc. 26745 Lakeland Ave. N. / PO Box 89 Webster, WI 54893 715-866-4295 Fax: 715-866-4206

wagnersurveying@centurytel.net



# PRELIMINARY STORM WATER RUNOFF TREATMENT LAYOUT 5/15/20 CONCEPT SITE PLAN: FOR NORTH CAMP PROPERTIES



Burnett County Land Services Department

Houman's Resort, Danbury, WI Storm Water Runoff Treatment Summary for Proposed Impervious Surfaces

		Impervious Surfa	ace Area	Swale Volume	
RV/Mobile Home Unit #, or Building as described	SW Treatment Device & Location	Subtotal SF	Total SF	Needed CF	Comments
1 thru 7	Individual swale on lot	528 each	3696	24	Each lot
11 thru 16	Swale along east side loop access rd to 12 units	528 each	3168	144	Total
20	Individual swale on lot	528 each	528	24	
30'x30' pavilion	Individual swale on downhill side	900	900	41	
22 & 23	Individual swale on lot	528 each	1056	24	Each lot
25 & 26, 28 thru 30	Individual swale on lot	528 each	2640	24	Each lot
30 thru 41, 3 - 26'x120' storage buildings	Swale along north side of existing road	528 ea, 3120 ea	6336	1113	Total
2 - 12'x100' storage buildings	Swale along south side of existing road	1200 each	2400	168	Total
43 & 44	Individual swale on lot	528 each	1056	24	Each lot
46 thru 48	Individual swale on lot	528 each	1584	24	Each lot
50 thru 52	Individual swale on lot	528 each	1584	24	Each lot
54 & 55	Individual swale on lot	528 each	1056	24	Each lot
57	Individual swale on lot	528 each	528	24	Each lot
59 & 60, 62-64, 66-71, 73, 75-83, 87-93,Shower	Swales along inner access roads	528 each,800	15584	709	Total
20'x20' Dumpster Pad	Individual swale	400	400	18	



## Houman's Resort, CCC Road, Danbury, WI TR 55 Storm Water Runoff Modeling Summary

Treatment Location & Number	Impervio contrib		D	eveloped	ł		Existing				
Location &	40.00			D 1							
		uting	Runoff Amount	Peak Flow Rate	Q Post	Runoff Amount	Peak Flow Rate	Q Pre	Acre-Ft diff	TR55 Inf. Vol.	Outlet and Receiving Water
	SF	acres	inches	cfs	acre-ft	inches	cfs	acre-ft		CF	
INF, VEG	528	0.012	0.55	0.07	0.0006	0	0	0.0000	0.0006	24	Gull Lake or Falk Lake
INF	900	0.021	0.55	0.07	0.0009	0	0	0.0000	0.0009	41	Gull Lake
INF	800	0.018	0.55	0.07	0.0008	0	0	0.0000	0.0008	37	Gull Lake
VEG	400	0.009	0.55	0.07	0.0004	0	0	0.0000	0.0004	18	Falk Lake
VEG	3120	0.072	1.057	0.29	0.0063	0	0	0.0000	0.0063	275	Falk Lake
VEG	1200	0.028	0.837	0.11	0.0019	0	0	0.0000	0.0019	84	Falk Lake
ain to Vegetated	d Grassed S	Swale alo	ng north sic	de of roa	d along so	uth proper	ty line				
12x24+3x275=	1113	cf									
assed Swale ald	ong south s	ide of roa	ad along so	uth prop	erty line						
2x84=	168	cf									
1	INF VEG VEG VEG in to Vegetate 2x24+3x275= assed Swale alo	INF 800 VEG 400 VEG 3120 VEG 1200  in to Vegetated Grassed Section 2x24+3x275= 1113 assed Swale along south section 2x24+3x275= 1113	INF 800 0.018 VEG 400 0.009 VEG 3120 0.072 VEG 1200 0.028  in to Vegetated Grassed Swale aloo 2x24+3x275= 1113 cf assed Swale along south side of ro-	INF 800 0.018 0.55  VEG 400 0.009 0.55  VEG 3120 0.072 1.057  VEG 1200 0.028 0.837  in to Vegetated Grassed Swale along north side 2x24+3x275= 1113 cf  assed Swale along south side of road along so	INF 800 0.018 0.55 0.07  VEG 400 0.009 0.55 0.07  VEG 3120 0.072 1.057 0.29  VEG 1200 0.028 0.837 0.11  sin to Vegetated Grassed Swale along north side of road 2x24+3x275= 1113 cf  assed Swale along south side of road along south proportion.	INF 800 0.018 0.55 0.07 0.0008  VEG 400 0.009 0.55 0.07 0.0004  VEG 3120 0.072 1.057 0.29 0.0063  VEG 1200 0.028 0.837 0.11 0.0019  in to Vegetated Grassed Swale along north side of road along social care assed Swale along south property line	INF 800 0.018 0.55 0.07 0.0008 0  VEG 400 0.009 0.55 0.07 0.0004 0  VEG 3120 0.072 1.057 0.29 0.0063 0  VEG 1200 0.028 0.837 0.11 0.0019 0  in to Vegetated Grassed Swale along north side of road along south proper 2x24+3x275= 1113 cf  assed Swale along south side of road along south property line	INF 800 0.018 0.55 0.07 0.0008 0 0  VEG 400 0.009 0.55 0.07 0.0004 0 0  VEG 3120 0.072 1.057 0.29 0.0063 0 0  VEG 1200 0.028 0.837 0.11 0.0019 0 0  in to Vegetated Grassed Swale along north side of road along south property line 2x24+3x275= 1113 cf  assed Swale along south side of road along south property line	INF 800 0.018 0.55 0.07 0.0008 0 0 0.00000  VEG 400 0.009 0.55 0.07 0.0004 0 0 0.0000  VEG 3120 0.072 1.057 0.29 0.0063 0 0 0.0000  VEG 1200 0.028 0.837 0.11 0.0019 0 0 0.0000  in to Vegetated Grassed Swale along north side of road along south property line  2x24+3x275= 1113 cf  assed Swale along south side of road along south property line	INF 800 0.018 0.55 0.07 0.0008 0 0 0.0000 0.0008  VEG 400 0.009 0.55 0.07 0.0004 0 0 0.0000 0.0004  VEG 3120 0.072 1.057 0.29 0.0063 0 0 0.0000 0.0063  VEG 1200 0.028 0.837 0.11 0.0019 0 0 0.0000 0.0019  in to Vegetated Grassed Swale along north side of road along south property line  2x24+3x275= 1113 cf	INF 800 0.018 0.55 0.07 0.0008 0 0 0.0000 0.0008 37  VEG 400 0.009 0.55 0.07 0.0004 0 0 0.0000 0.0004 18  VEG 3120 0.072 1.057 0.29 0.0063 0 0 0.0000 0.0063 275  VEG 1200 0.028 0.837 0.11 0.0019 0 0 0.0000 0.0019 84  in to Vegetated Grassed Swale along north side of road along south property line 2x24+3x275= 1113 cf  assed Swale along south side of road along south property line



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Start Time		Flow	Values @ tir	me increment	of 0.00	06 hr	
(hr)	(cfs)			(cfs)	(cfs)	(cfs)	(cfs)
11.861	0.05	0.05	0.06	0.06	0.06	0.06	0.06
11.905	0.07	0.07	0.07	0.07	0.07	0.07	0.07
11.950	0.07	0.06	0.06	0.06	0.06	0.06	0.06
11.994	0.06	0.06	0.05	0.05	0.05	0.05	100.00
Area or	Drainage	Rain Gage	Runoff		Peak I	Flow	
Reach	Area	ID or	Amount	Elevation	Time	Rate	Rate
Identifier	(sq mi)	Location	(in)	(ft)	(hr)	(cfs)	(csm)
Lg Storage(	0.130E-03		1.057		11.92	0.29	2261.72
Line							
Start Time		Flow	Values @ tir	me increment	of 0.00	06 hr	
(hr)	(cfs)	(cfs)		(cfs)	(cfs)	(cfs)	(cfs)
11.621	0.05	0.05	0.06	0.06	0.06	0.07	0.07
11.665	0.08	0.08	0.08	0.09	0.09	0.09	0.10
11.710	0.10	0.10	0.10	0.11	0.11	0.11	0.12
11.754	0.12	0.13	0.14	0.14	0.15	0.15	0.15
11.798	0.16	0.16	0.16	0.17	0.17	0.18	0.18
11.842	0.19	0.20	0.22	0.23	0.24	0.25	0.26

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11.886 0.27	0.27	0.28	0.29	0.29	0.29	0.29
11.931 0.29	0.29	0.29	0.28	0.28	0.27	0.27
11.975 0.26	0.25	0.25	0.24	0.24	0.24	0.23
12.019 0.23		0.22	0.21	0.19	0.18	0.17
12.063 0.15	0.14	0.13	0.11	0.10	0.09	0.09
12.108 0.08	0.07	0.07	0.07	0.06	0.06	0.06
12.152 0.05	0.05					
Area or Drainage	Rain Gage	Runoff		Peak F	low	-2812-21c
Reach Area	ID or	Amount	Elevation	Time	Rate	Rate
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(hr)	(cfs)	(cfs)	(cfs)	(cfs)	(cfs)	(cfs)	(cfs)
11.760	0.05	0.05	0.05	0.06	0.06	0.06	0.06
11.804	0.06	0.06	0.06	0.07	0.07	0.07	0.0
11.849	0.08	0.08	0.09	0.09	0.10	0.10	0.10
11.893	0.11	0.11	0.11	0.11	0.11	0.11	0.11
11.937	0.11	0.11	0.11	0.11	0.10	0.10	0.10
11.981	0.10	0.10	0.09	0.09	0.09	0.09	0.09
12.025	0.09	0.08	0.08	0.07	0.07	0.06	0.06
12.070	0.05						
Area or	Drainage	Rain Gage	Runoff		Peak	Flow	
Reach	Area	ID or	Amount	Elevation	Time	Rate	Rate
Identifier	(sq mi)	Location	(in)	(ft)	(hr)	(cfs)	(csm)
OUTLET (	0.210E-03		0.930		11.92	0.47	2261.72
Line							
Start Time	- seament	Flow	Values @ ti	me increment	of 0.0	06 hr	
(hr)	(cfs)	(cfs)	(cfs)	(cfs)	(cfs)	(cfs)	(cfs)
11.621	0.05	0.05	0.06	0.06	0.06	0.07	0.0
11.665	0.08	0.08	0.08	0.09	0.09	0.09	0.10
11.710	0.10	0.10	0.10	0.11	0.11	0.11	0.12
11.754	0.12	0.18	0.19	0.19	0.20	0.21	0.23
11.798	0.22	0.22	0.23	0.23	0.24	0.25	0.26
11.842	0.27	0.28	0.30	0.37	0.38	0.40	0.42
11.886	0.43	0.44	0.45	0.46	0.47	0.47	0.4

WinTR-55, Version 1.00.10 Page 2

5/14/2020 2:09:53 PM



Beginning of Inp	out Data	a List		
0	0	0.05		(continued)
STOPA	7 2-Vr			
51011	1 2 11			
.00003	98.	. 1		
.00005	98.	.1		
0.47 0.	46	0.45	0.44	0.43
0.40 0.	40	0.39	0.38	0.38
	2.53.50			0.23
8.7 7.5.		(2 1 2 2 2 V		0.09
	-			
0.07	07	0.06	0.06	0.06
	0 STORM .00003 .00013 .00005 0.47 0. 0.40 0. 0.35 0. 0.17 0.	0 0  STORM 2-Yr  .00003 9800013 9800005 98.  0.47 0.46 0.40 0.40 0.35 0.28 0.17 0.11	STORM 2-Yr  .00003 981 .00013 981 .00005 981  0.47 0.46 0.45 0.40 0.40 0.39 0.35 0.28 0.27 0.17 0.11 0.10	0 0 0.05  STORM 2-Yr  .00003 981 .00013 981 .00005 981  0.47 0.46 0.45 0.44 0.40 0.40 0.39 0.38 0.35 0.28 0.27 0.25 0.17 0.11 0.10 0.09

WinTR-20 Version 1.10

Page 2

05/14/2020 14:08

# no project title provided no project subtitle provided

Area or Drainage			Peak	Flow by Storm		
Reach Area	Alternate	2-Yr		2 100		
Identifier (sq mi)		(cfs)	(cfs)	(cfs)	(cfs) (	cfs)
Park RV 0.300E-04		0.07				
Lg Storage0.130E-03		0.29				
Sm Storage0.500E-04		0.11				
OUTLET 0.210E-03		0.47				



WinTR-20 Printed Page File TR20.inp	Beginning of Inp	ut Data	List	
WinTR-20: Version 1.10 oject title provided no project subtitle provided	0	0	0.05	(continued)
SUB-AREA:	STORM	2-Yr		
Park RV Outlet Lg StorageOutlet Sm StorageOutlet	.00003 .00013 .00005	98. 98. 98.	.1 .1 .1	

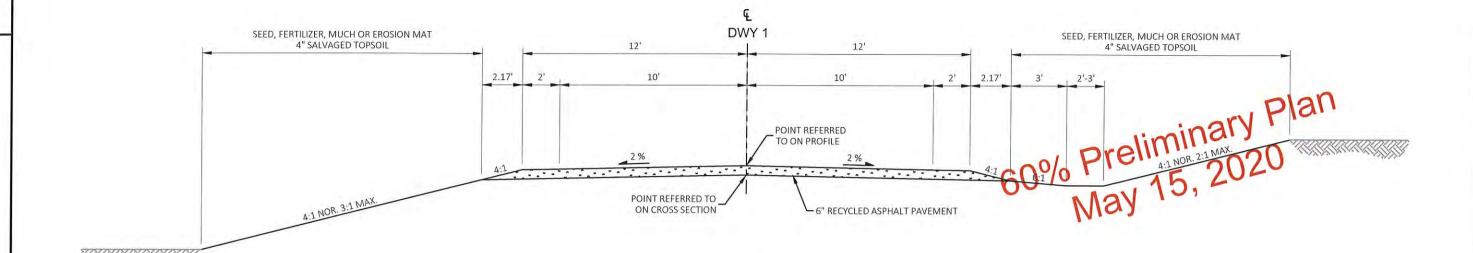
WinTR-20 Version 1.10

Page 3

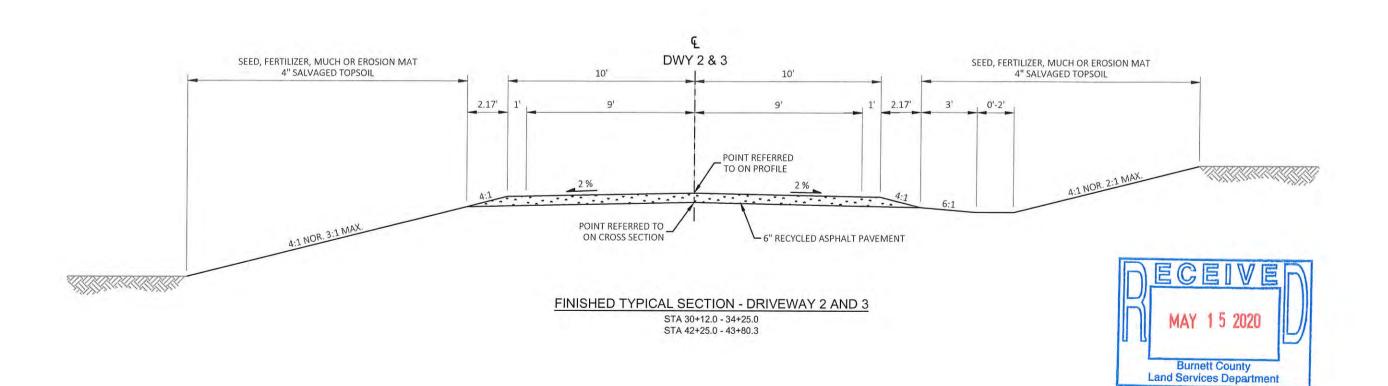
05/14/2020 14:08







FINISHED TYPICAL SECTION - DRIVEWAY 1 STA 20+12.0 - 23+36.0



HWY: CCC ROAD

PROJECT NO:

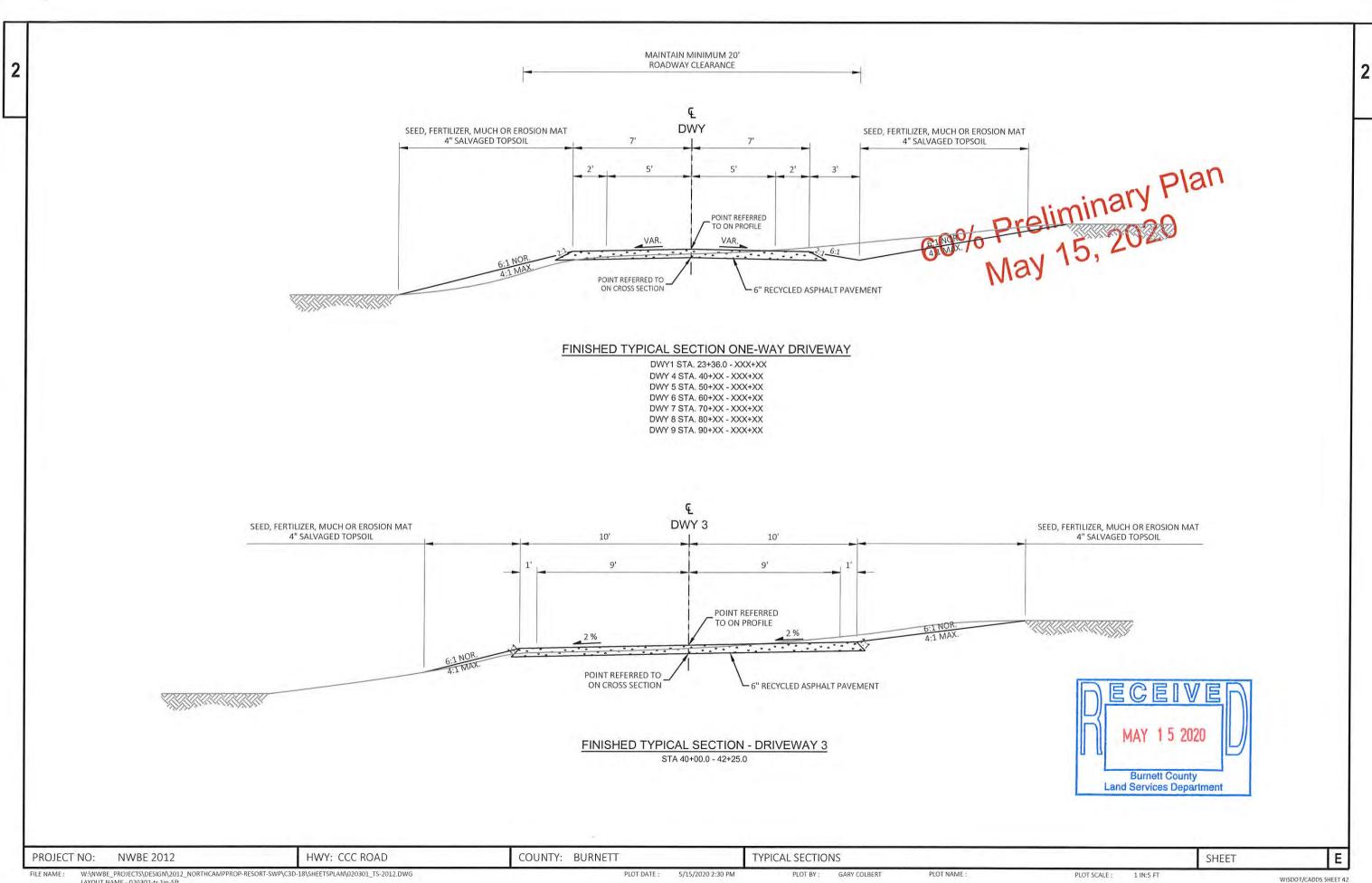
**NWBE 2012** 

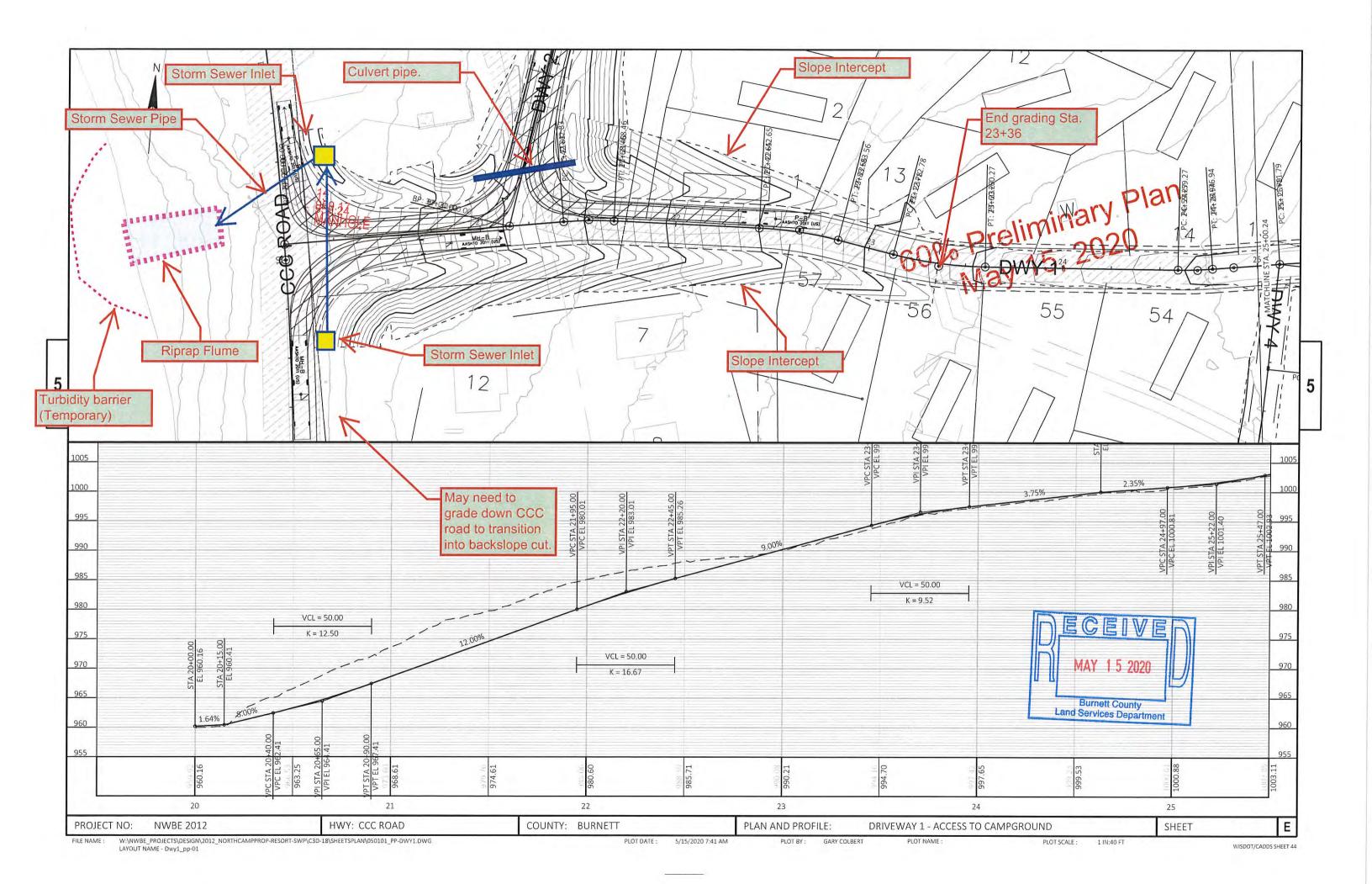
COUNTY: BURNETT

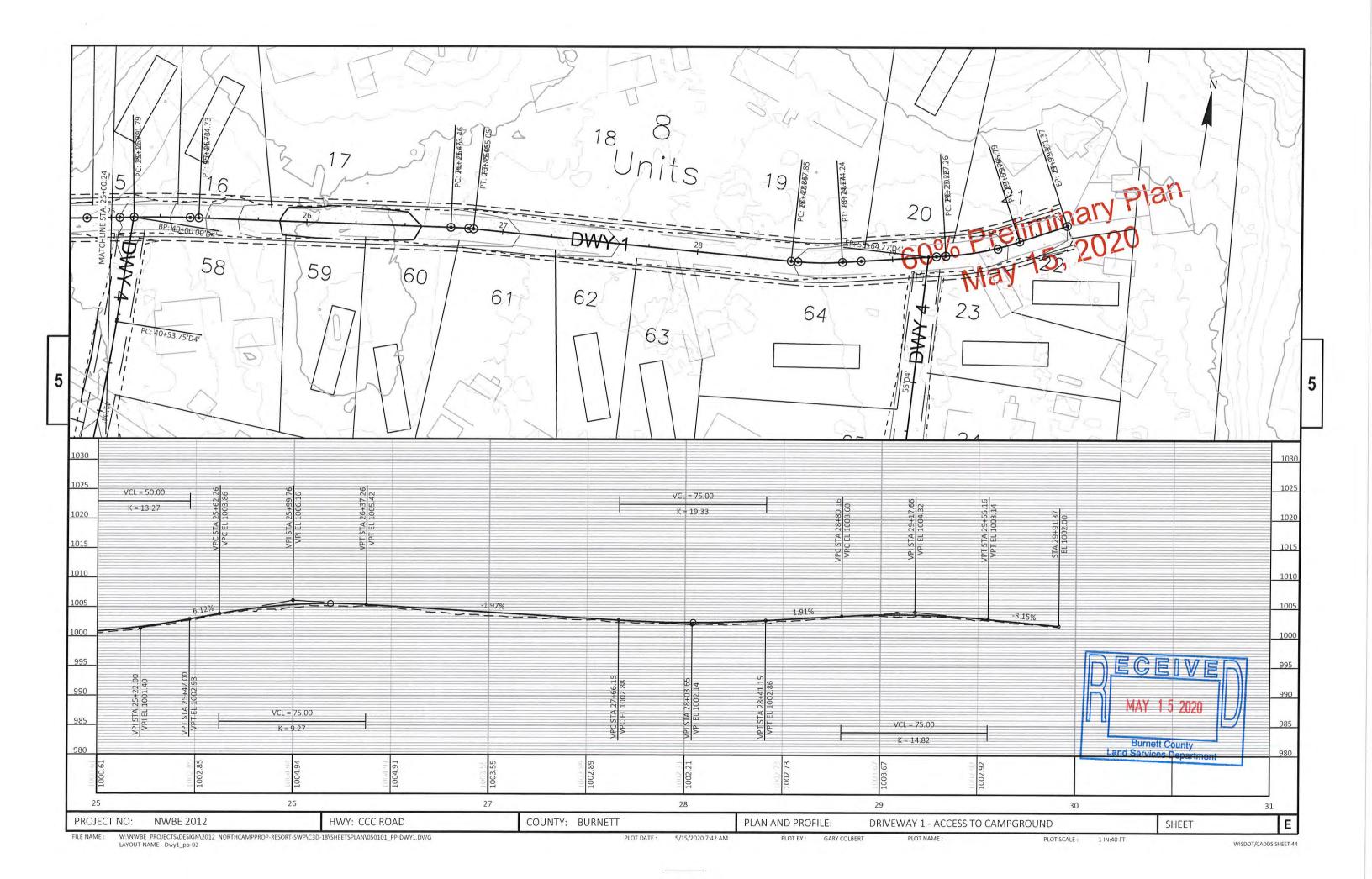
TYPICAL SECTIONS

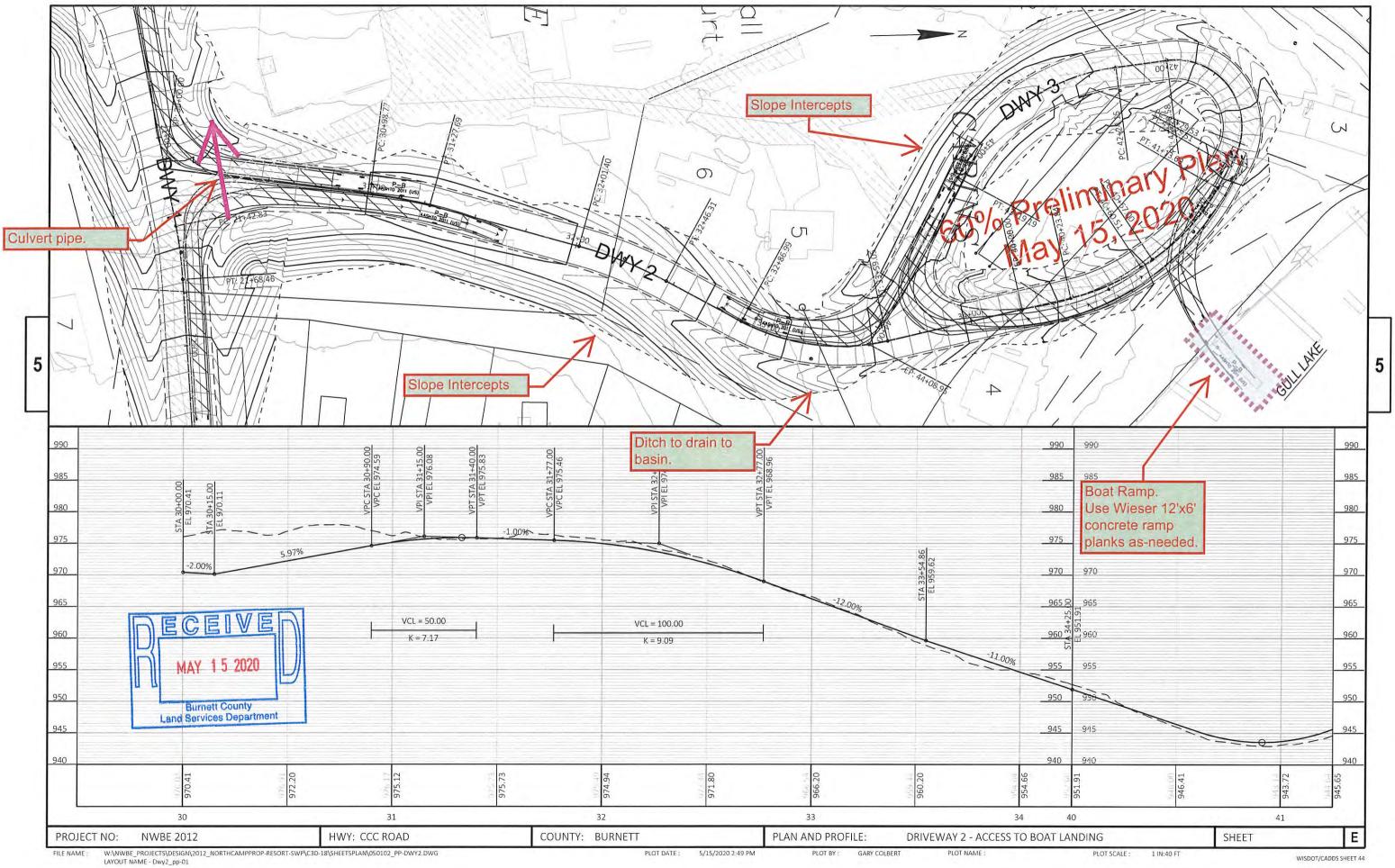
PLOT SCALE:

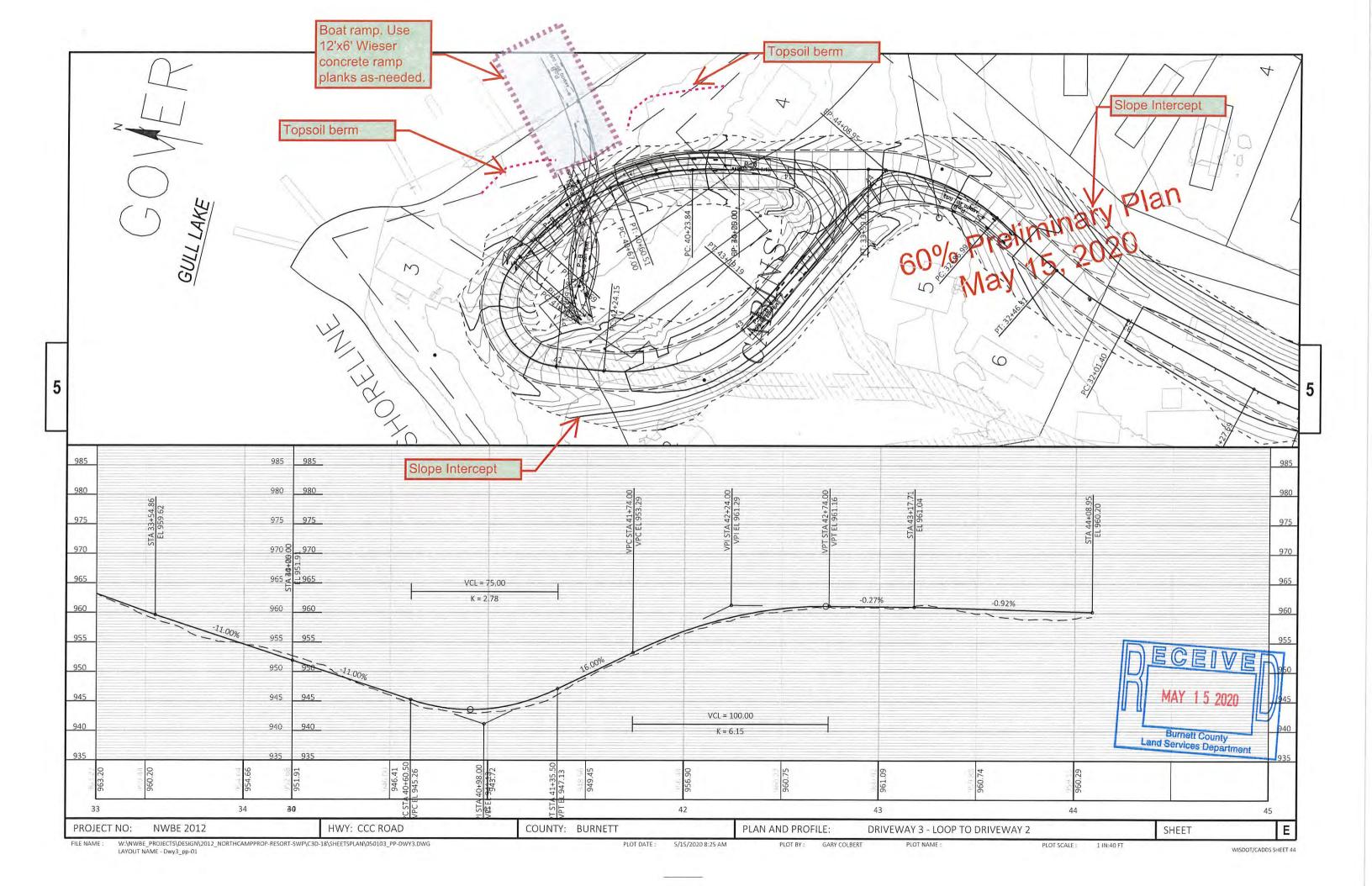
SHEET

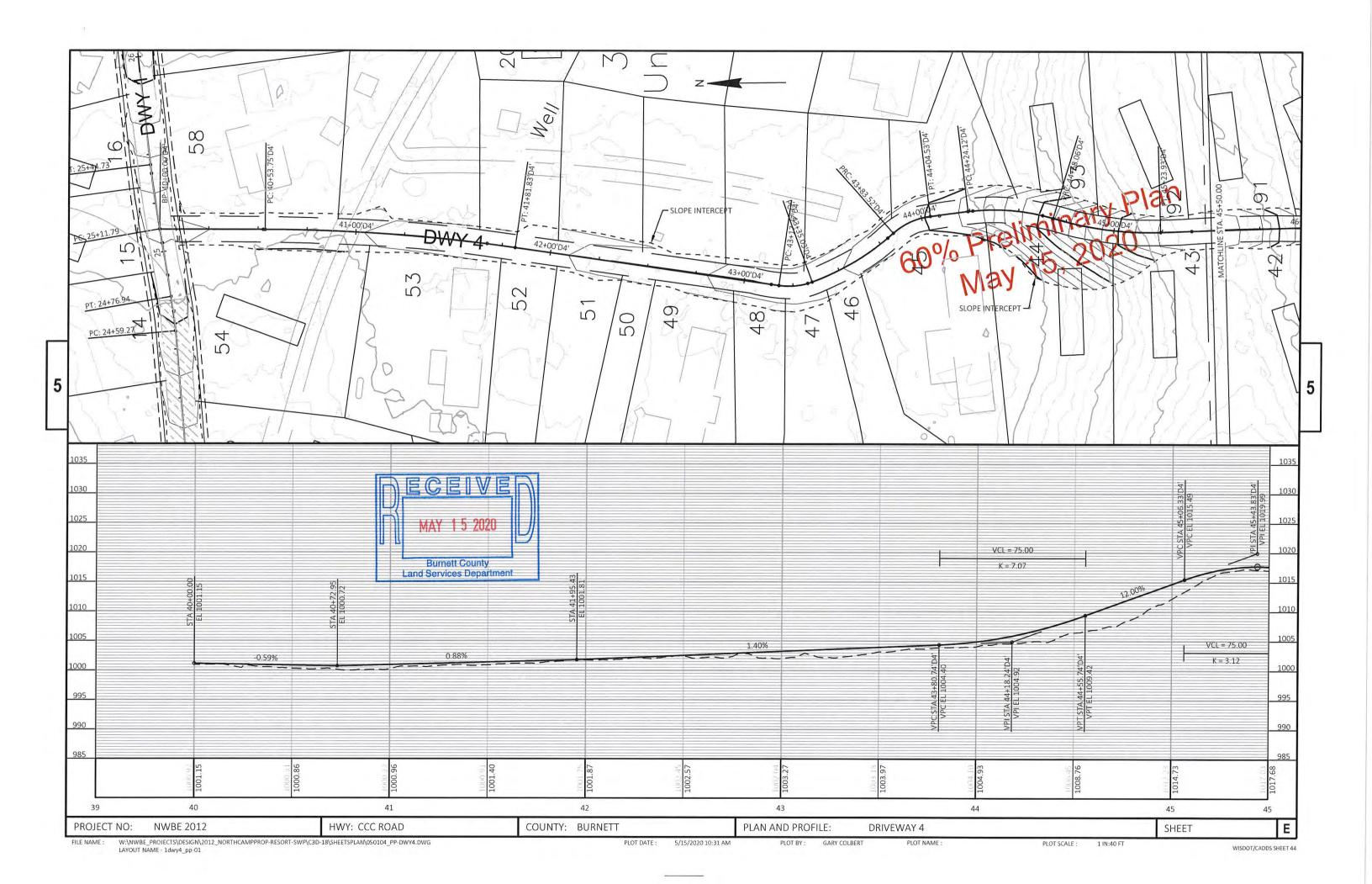


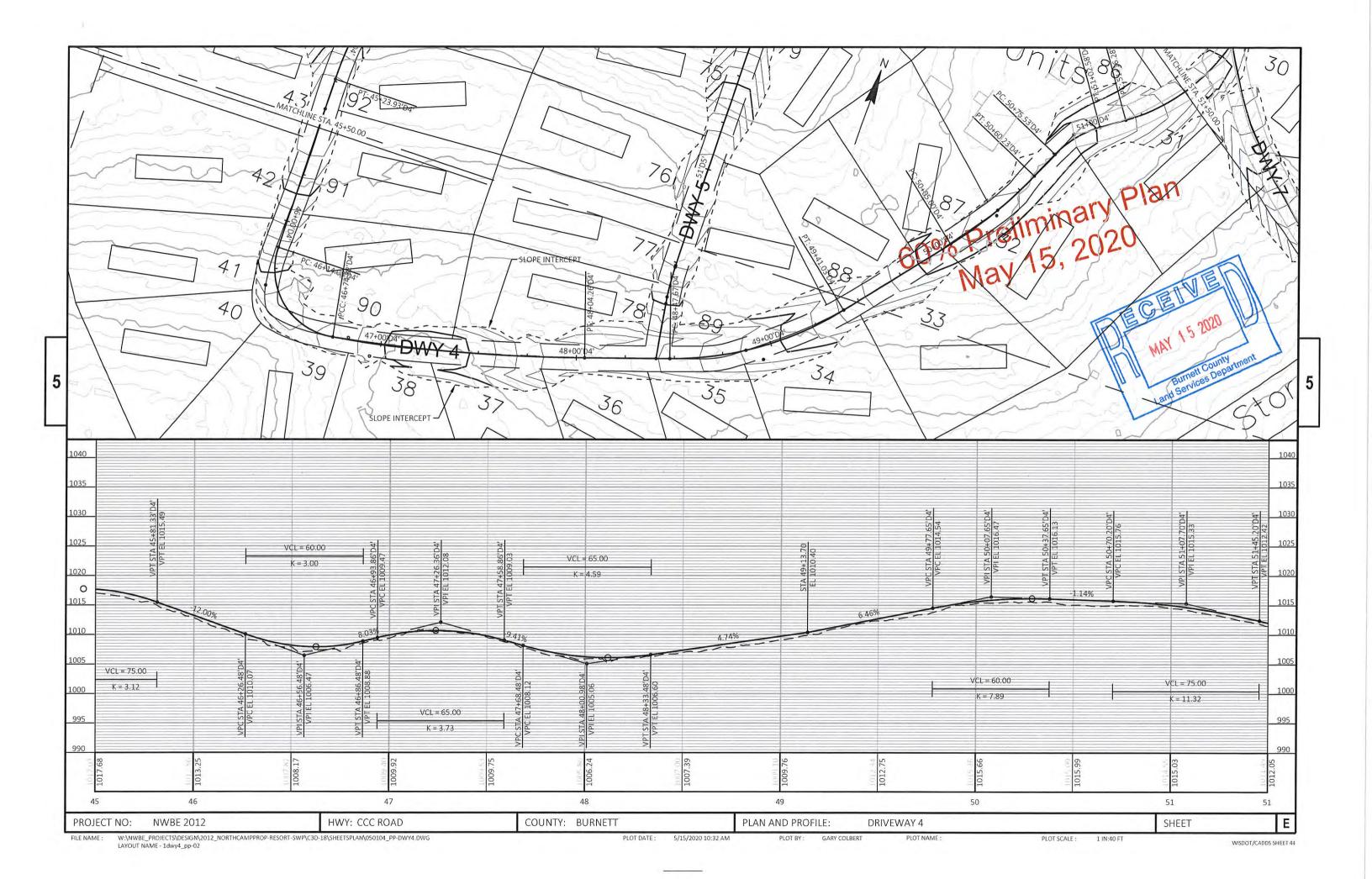


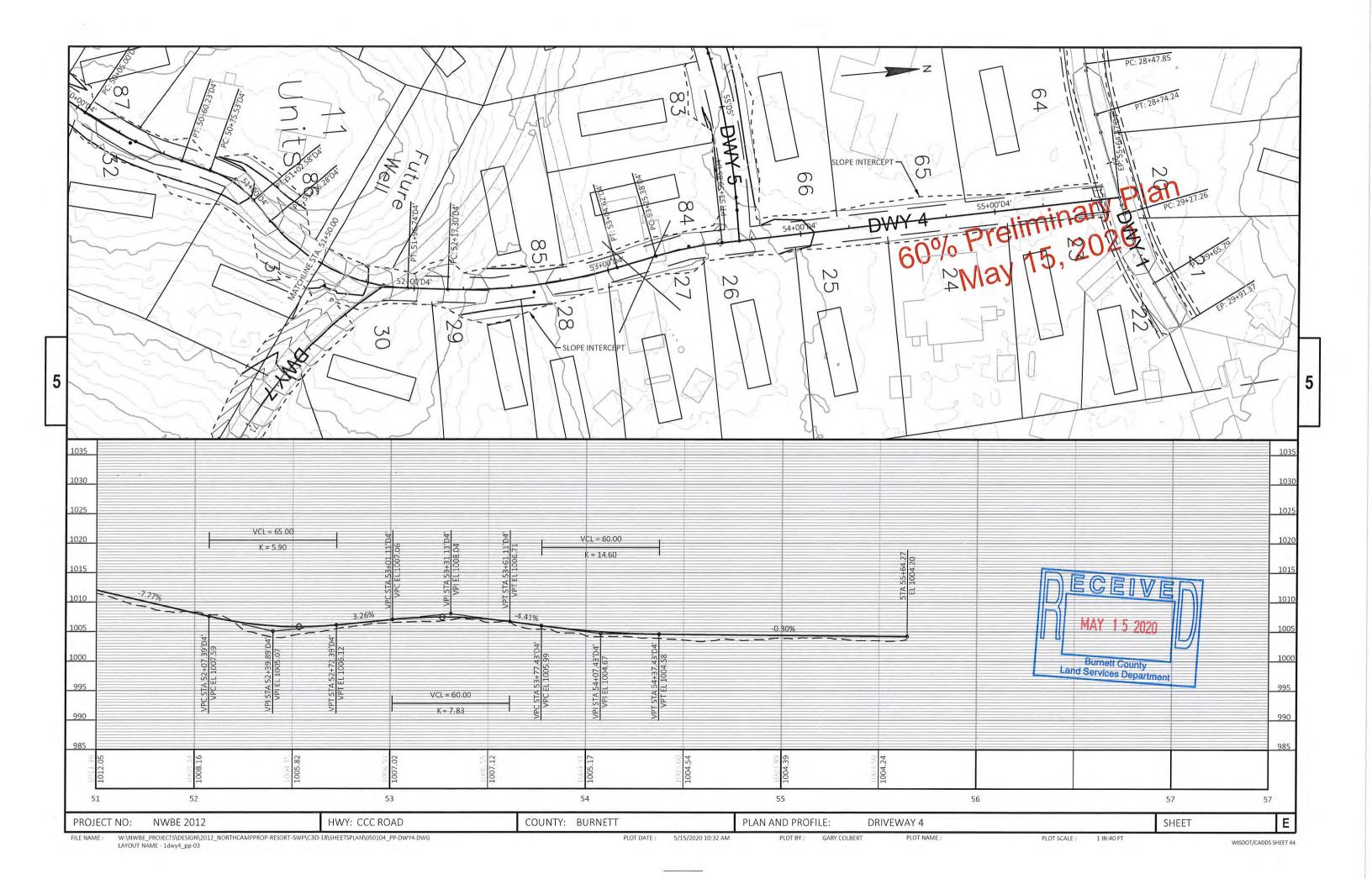






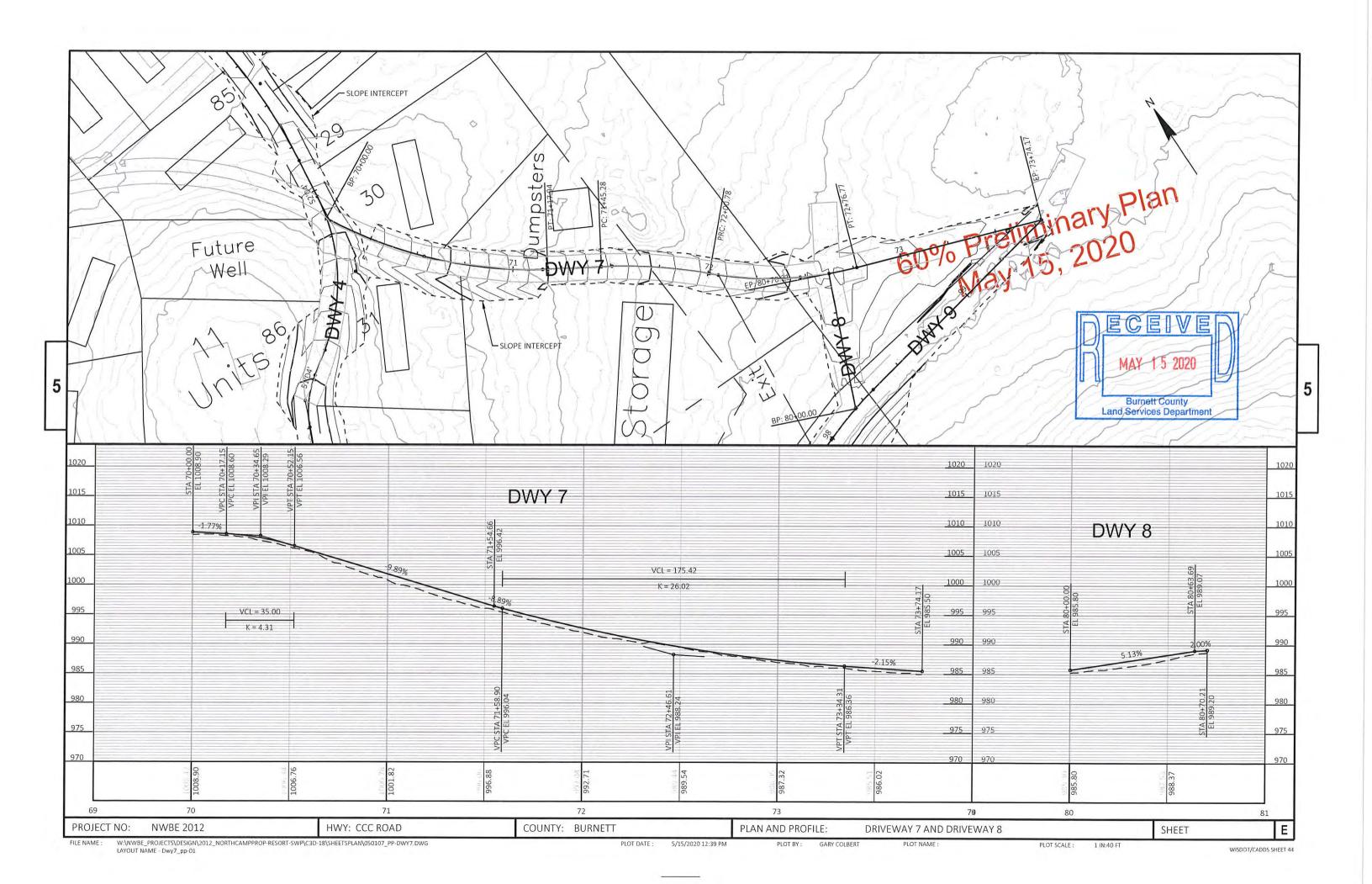


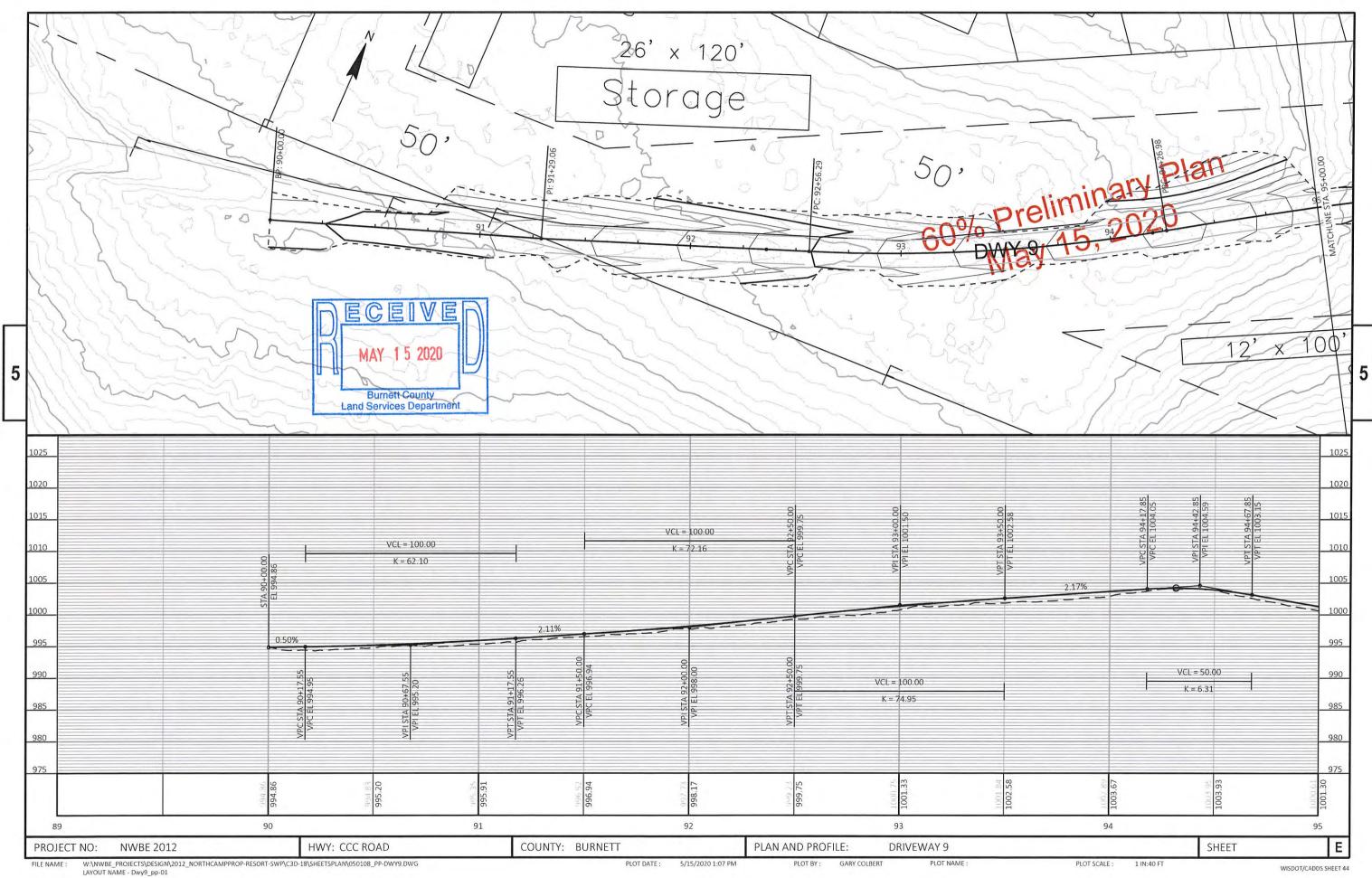


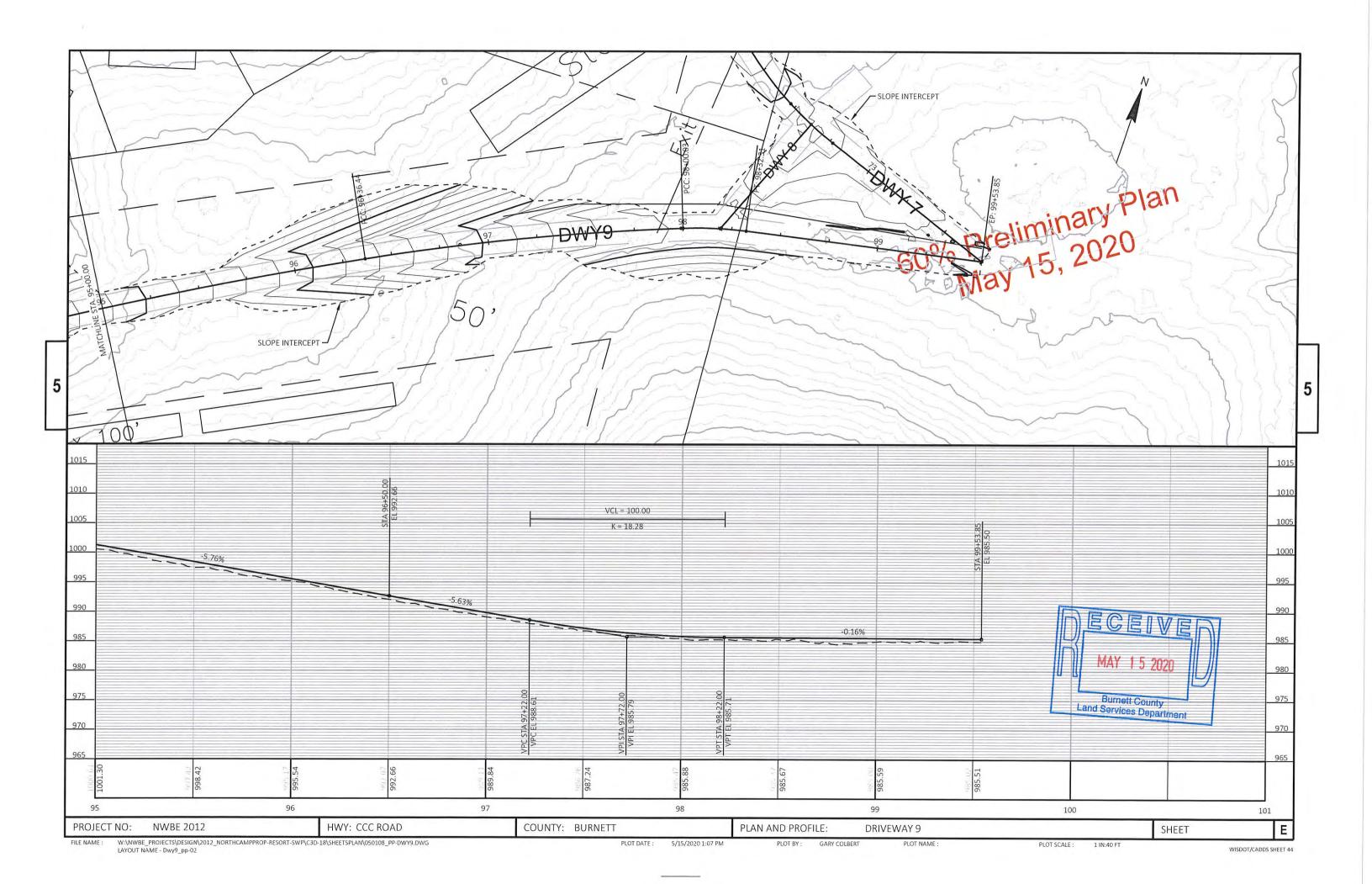


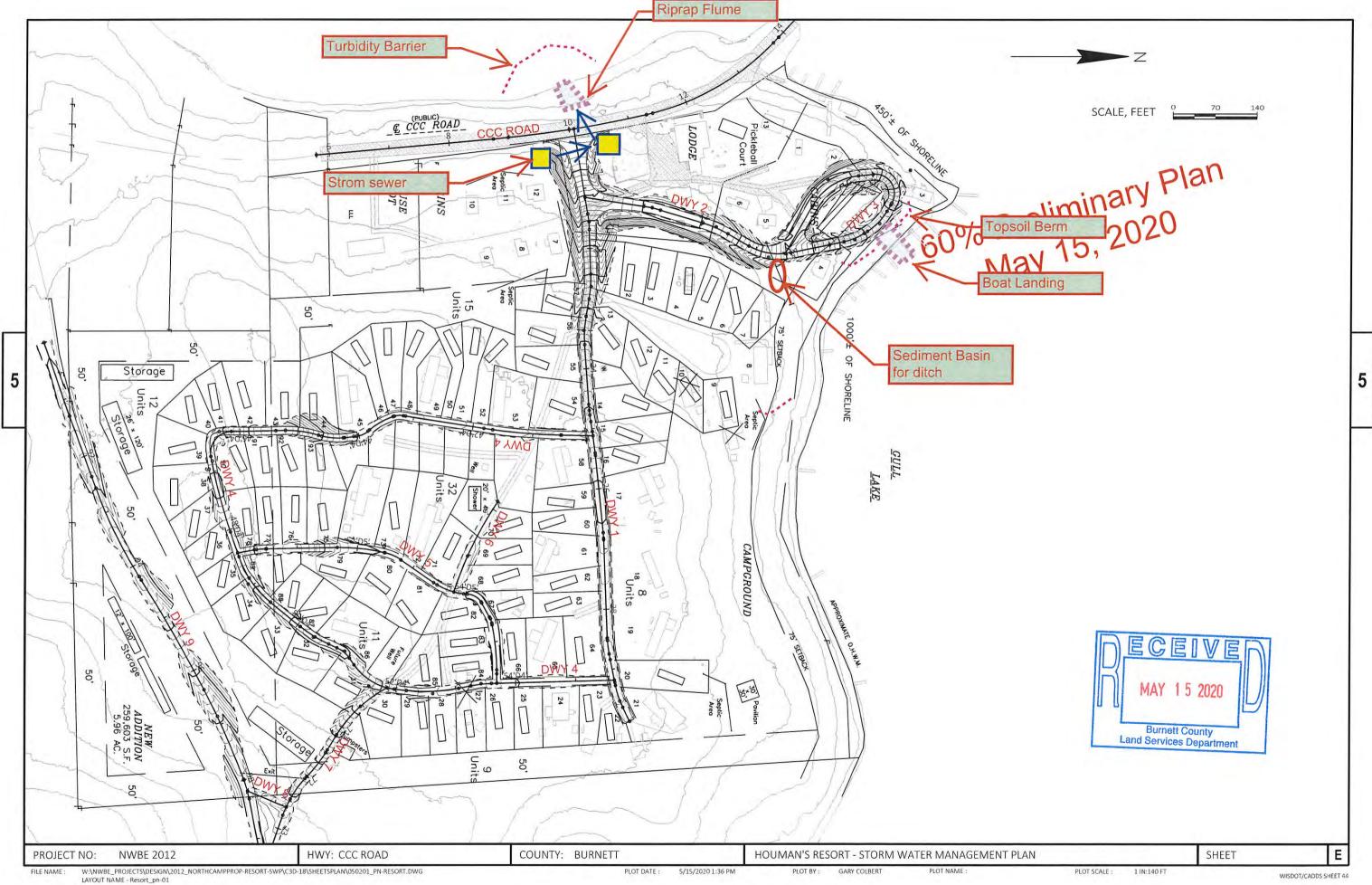


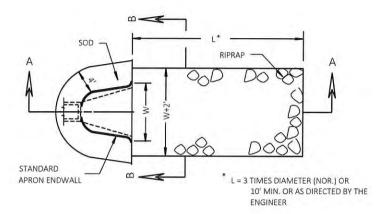


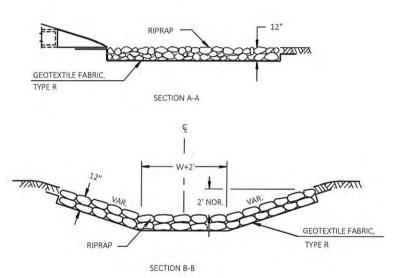












SOD, RIPRAP AND GEOTEXTILE FABRIC DETAIL AT APRON ENDWALLS

60% Preliminary Plan May 15, 2020



PROJECT NO: XXXX-XX-XX HWY: XXX COUNTY: XXX XXX

FILE NAME : DRAWING 2.DWG
LAYOUT NAME - Plan 1 IN 20 FT

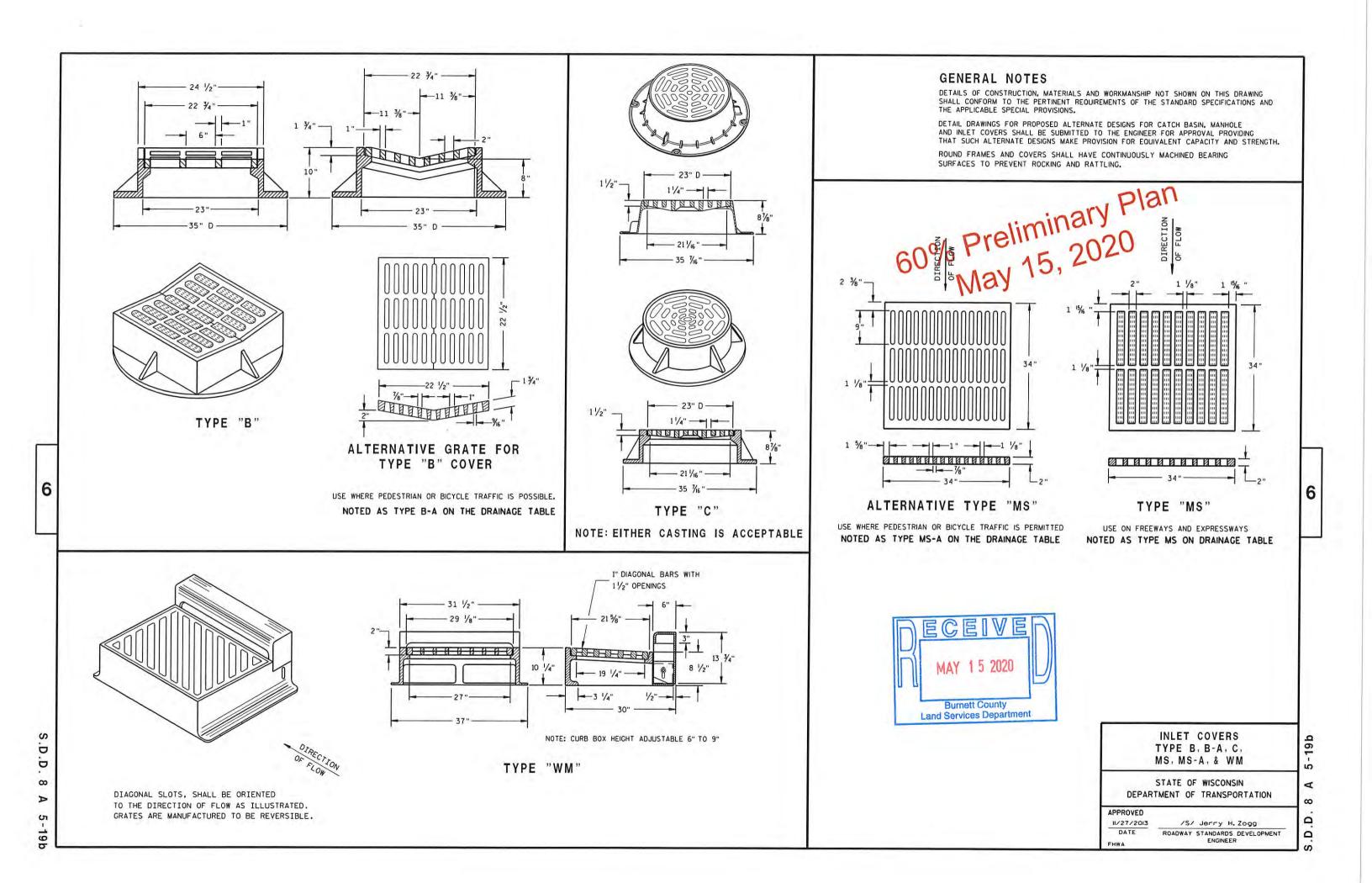
PLOT DATE:

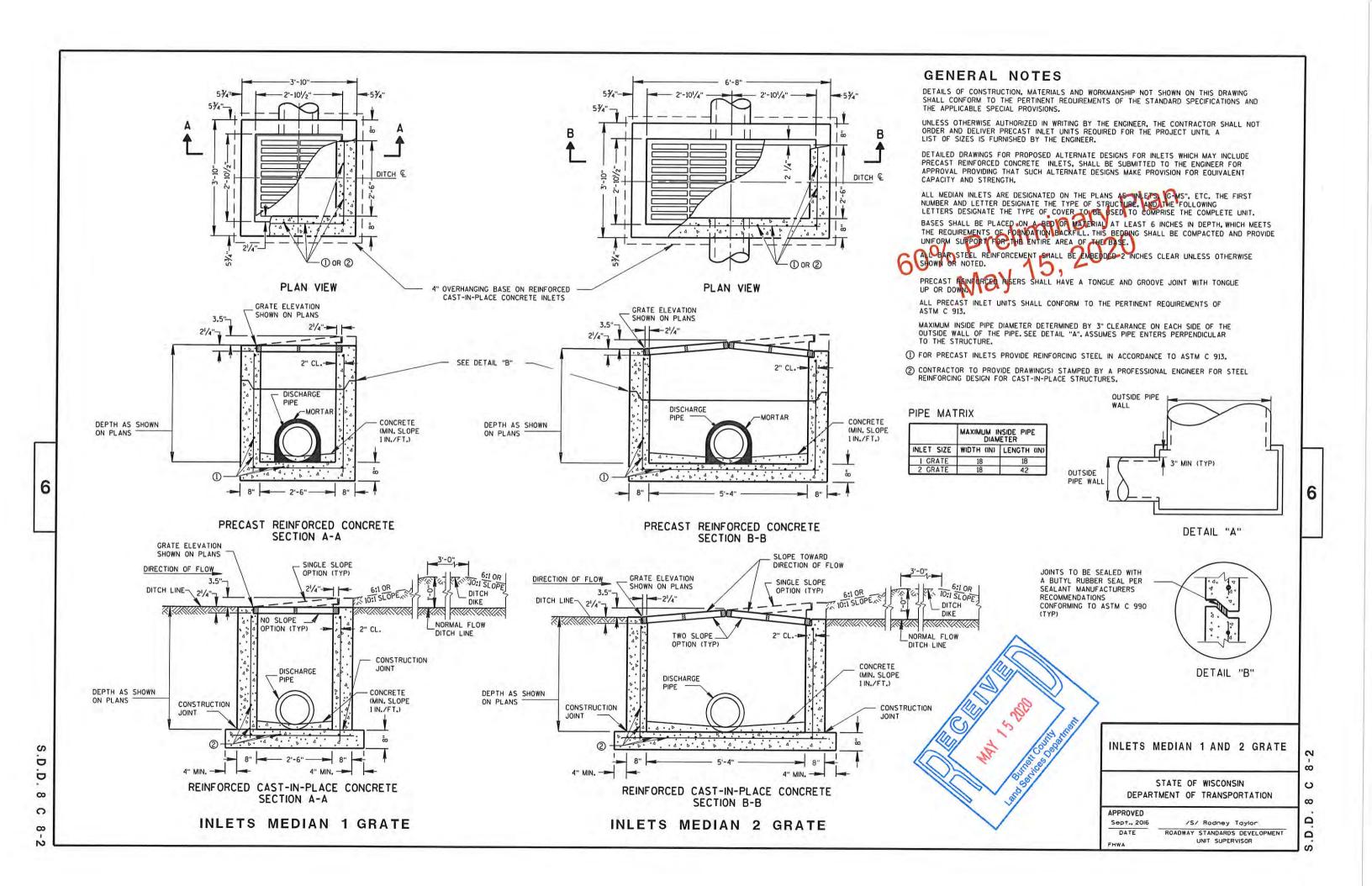
PLOT BY: GARY COLBERT

PLOT NAME :

PLOT SCALE: 1 IN:1 FT

WISDOT/CADDS SHEET 42





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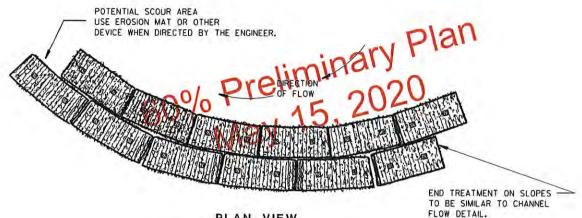
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### **GENERAL NOTES**

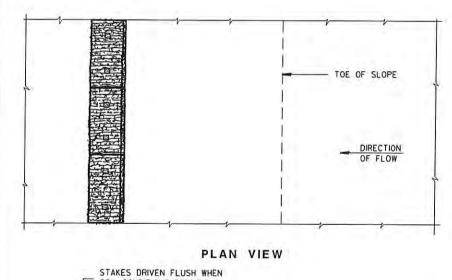
DETAILS OF CONSTRUCTION, MATERIALS AND WORKMANSHIP NOT SHOWN ON THIS DRAWING SHALL CONFORM TO THE PERTINENT REQUIREMENTS OF THE STANDARD SPECIFICATIONS AND THE APPLICABLE SPECIAL PROVISIONS.

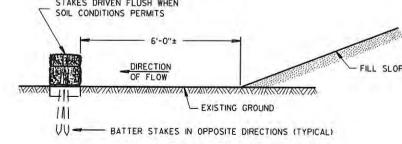
1 TEMPORARY DITCH CHECKS EITHER EROSION BALES OR MANUFACTURED SHALL BE PAID FOR UNDER THE BID ITEM OF TEMPORARY DITCH CHECK. THE DEPARTMENT WILL NOT PAY FOR TEMPORARY DITCH CHECKS CONSTRUCTED OF A SINGLE ROW OF EROSION BALES.



PLAN VIEW

WHEN ALTERING THE DIRECTION OF FLOW





FRONT ELEVATION

WHEN EXISTING GROUND SLOPES AWAY FROM FILL SLOPE

**EROSION BALES FOR SHEET FLOW** 



TYPICAL INSTALLATIONS OF **EROSION BALES / TEMPORARY** DITCH CHECKS

STATE OF WISCONSIN DEPARTMENT OF TRANSPORTATION

APPROVED

6/04/02 /S/ Beth Connestra DATE CHIEF ROADWAY DEVELOPMENT ENGINEER 6

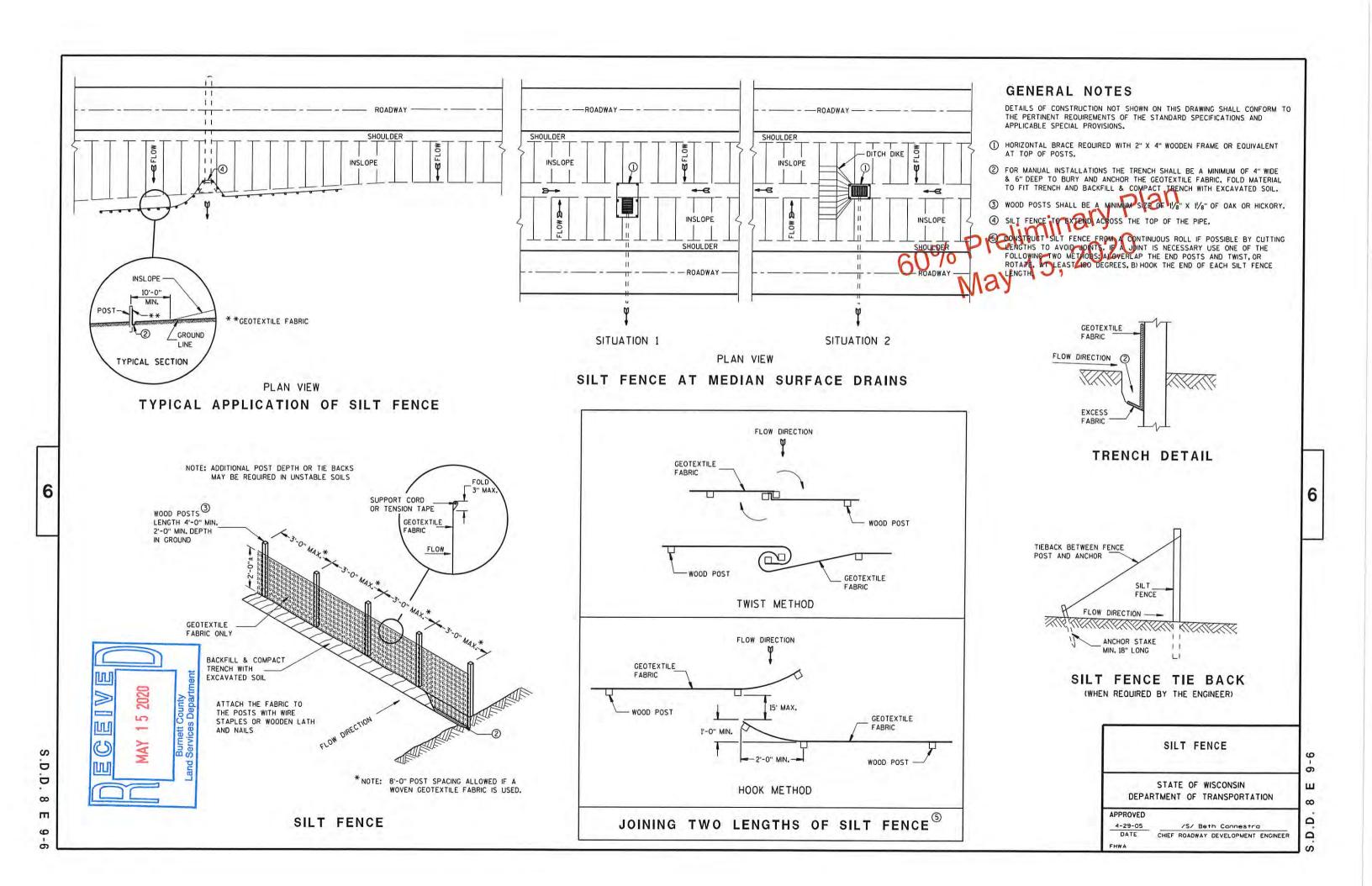
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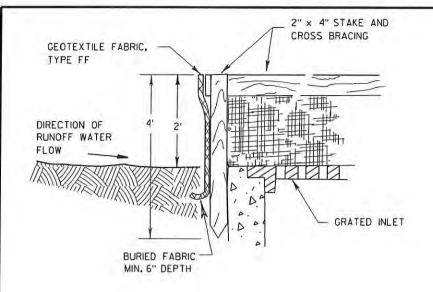
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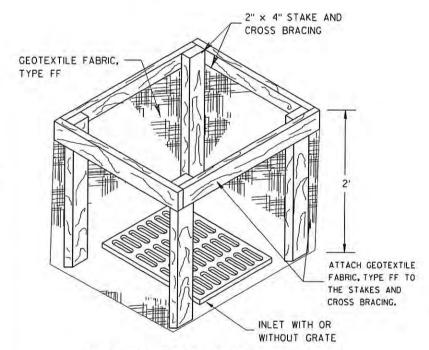
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### INLET PROTECTION, TYPE A

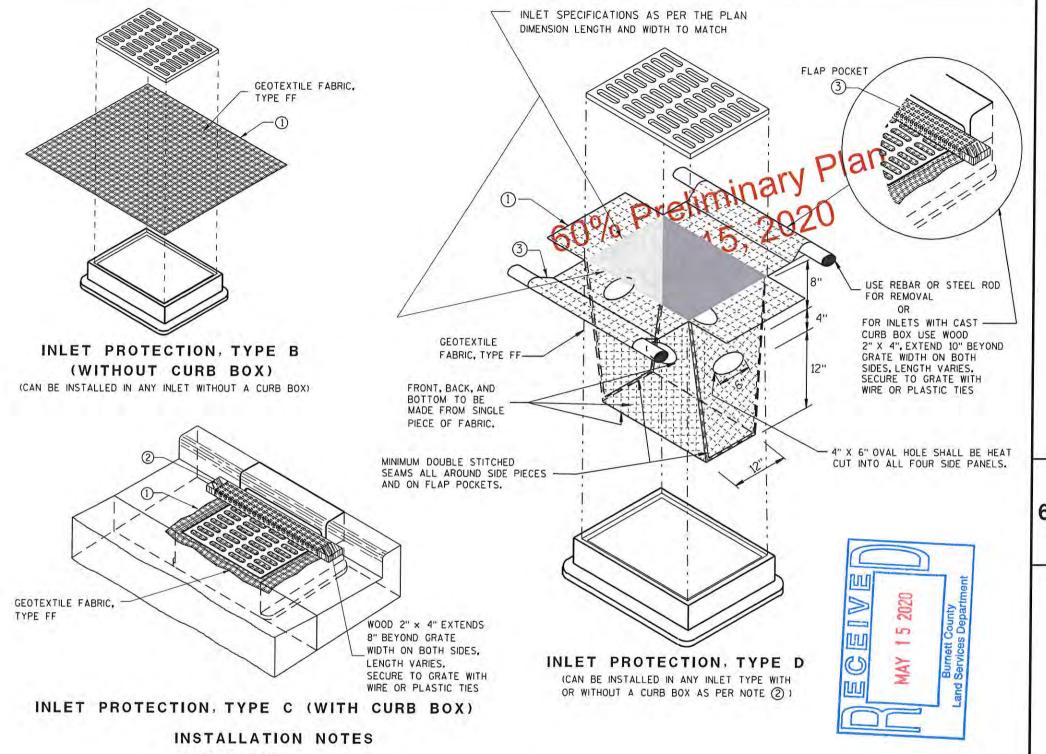
### **GENERAL NOTES**

INLET PROTECTION DEVICES SHALL BE MAINTAINED OR REPLACED AT THE DIRECTION OF THE ENGINEER.

MANUFACTURED ALTERNATIVES APPROVED AND LISTED ON THE DEPARTMENT'S EROSION CONTROL PRODUCT ACCEPTABILITY LIST MAY BE SUBSTITUTED.

WHEN REMOVING OR MAINTAINING INLET PROTECTION, CARE SHALL BE TAKEN SO THAT THE SEDIMENT TRAPPED ON THE GEOTEXTILE FABRIC DOES NOT FALL INTO THE INLET. ANY MATERIAL FALLING INTO THE INLET SHALL BE REMOVED IMMEDIATELY.

- ① FINISHED SIZE, INCLUDING FLAP POCKETS WHERE REQUIRED, SHALL EXTEND A MINIMUM OF 10" AROUND THE PERIMETER TO FACILITATE MAINTENANCE OR REMOVAL.
- ② FOR INLET PROTECTION, TYPE C (WITH CURB BOX), AN ADDITIONAL 18" OF FABRIC IS WRAPPED AROUND THE WOOD AND SECURED WITH STAPLES. THE WOOD SHALL NOT BLOCK THE ENTIRE HEIGHT OF THE CURB BOX OPENING.
- (3) FLAP POCKETS SHALL BE LARGE ENOUGH TO ACCEPT WOOD 2X4.



#### TYPE B & C

TRIM EXCESS FABRIC IN THE FLOW LINE TO WITHIN 3" OF THE GRATE.

THE CONTRACTOR SHALL DEMONSTRATE A METHOD OF MAINTENANCE, USING A SEWN FLAP, HAND

HOLDS OR OTHER METHOD TO PREVENT ACCUMULATED SEDIMENT FROM ENTERING THE INLET.

### TYPE D

DO NOT INSTALL INLET PROTECTION TYPE D IN INLETS SHALLOWER THAN 30", MEASURED FROM THE BOTTOM OF THE INLET TO THE TOP OF THE GRATE.

TRIM EXCESS FABRIC IN THE FLOW LINE TO WITHIN 3" OF THE GRATE.

THE INSTALLED BAG SHALL HAVE A MINIMUM SIDE CLEARANCE, BETWEEN THE INLET WALLS AND THE BAG, MEASURED AT THE BOTTOM OF THE OVERFLOW HOLES, OF 3". WHERE NECESSARY THE CONTRACTOR SHALL CINCH THE BAG, USING PLASTIC ZIP TIES, TO ACHIEVE THE 3" CLEARANCE. THE TIES SHALL BE PLACED AT A MAXIMUM OF 4" FROM THE BOTTOM OF THE BAG.

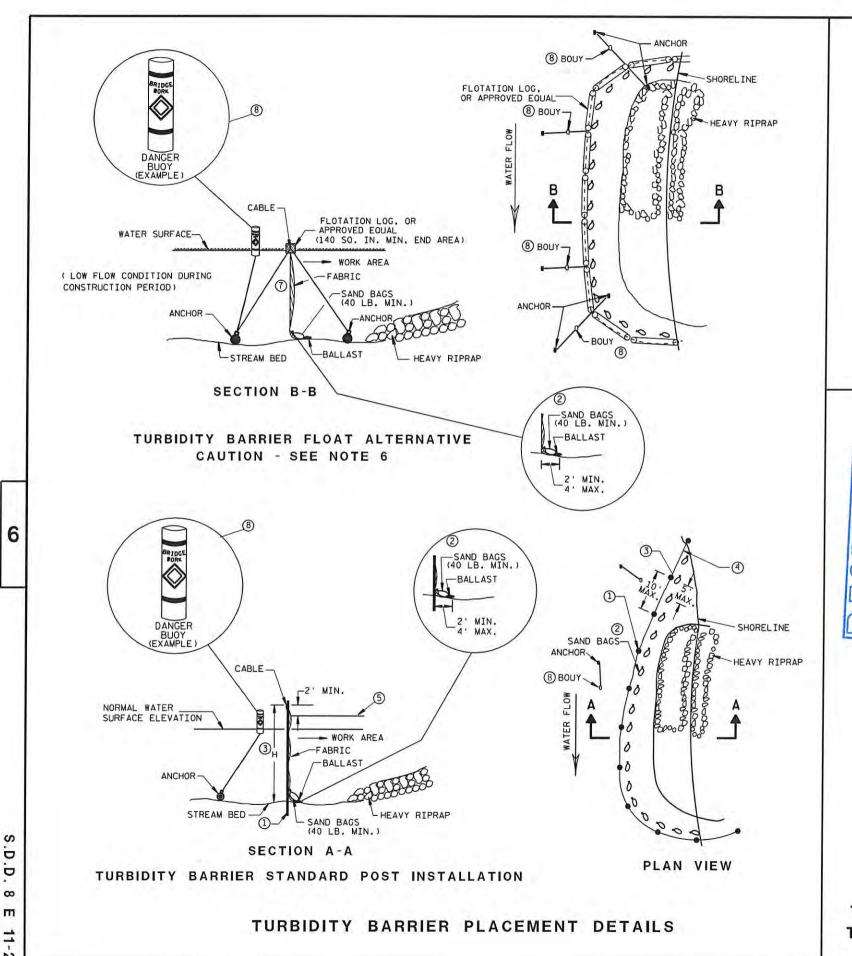
INLET PROTECTION
TYPE A, B, C, AND D

STATE OF WISCONSIN
DEPARTMENT OF TRANSPORTATION

DATE CHIEF ROADWAY DEVELOPMENT ENGINEER

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APPROVED

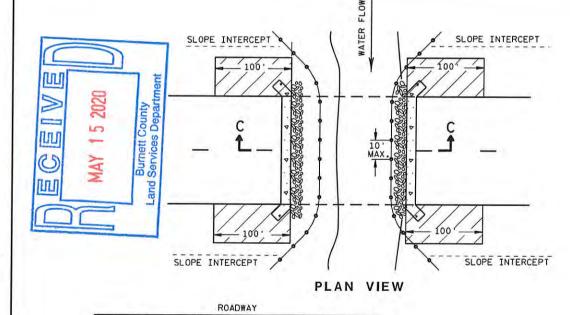


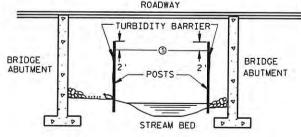
### **GENERAL NOTES**

DETAILS OF CONSTRUCTION. MATERIALS AND WORKMANSHIP NOT SHOWN ON THIS DRAWING SHALL CONFORM TO THE PERTINENT REQUIREMENTS OF THE STANDARD SPECIFICATIONS AND THE APPLICABLE SPECIAL PROVISIONS.

TURBIDITY BARRIER MAY BE REMOVED AT THE ENGINEERS DISCRETION, WHEN PERMANENT EROSION CONTROL MEASURES HAVE BEEN ESTABLISHED.

- 1 DRIVEN STEEL POSTS, PIPES, OR CHANNELS. LENGTH SHALL BE SUFFICIENT TO SECURELY SUPPORT BARRIER AT HIGH WATER ELEVATIONS.
- 2 SANDBAGS TO BE USED AS ADDITIONAL BALLAST WHEN ORDERED BY THE ENGINEER TO MEET ADVERSE FIELD CONDITIONS. SPACE AS APPROPRIATE FOR SITE CONDITIONS.
- 3 WHEN BARRIER HEIGHT, H, EXCEEDS 8 FT., POST
- 4 IN WATERWAYS SUBJECT TO FLUCTUATING WATER ELEVATIONS, PROVISIONS SHOULD BE MADE TO ALLOW THE WATER FOR EDUALIZE ON EACH SIDE OF THE BARRIER. THIS MAY BE ACCOMPLISHED BY LEAVING A PORTION OF THE BARRIER OPEN ON THE UPSTREAM END.
- (5) ESTIMATED HIGH WATER ELEVATION DURING CONSTRUCTION PERIOD. MIMIMUM BARRIER HEIGHT SHALL BE 2 GREATER THAN EITHER THE 02 ELEVATION OR THE ESTIMATED HIGH WATER ELEVATION DURING CONSTRUCTION. WICHEVER IS GREATER.
- 6 FLOAT ALTERNATIVE WILL ONLY BE ALLOWED WITH WRITTEN APPROVAL OF THE ENGINEER. AND IS MEANT FOR LOCATIONS WHERE BED ROCK PREVENTS THE INSTALLATION OF POSTS.
- (7) ALLOW SUFFICIENT SLACK VERTICALLY AND HORIZONTALLY SO THAT SEDIMENT BUILD UP WILL NOT SEPARATE OR LOWER THE TURBIDITY BARRIER.
- (8) USE AS DIRECTED BY COAST GUARD OR DNR PERMIT WHEN WORKING IN NAVIGABLE WATERWAYS.





SECTION C-C

TURBIDITY BARRIER DETAIL SHOWING TYPICAL PLACEMENT AT STRUCTURES TURBIDITY BARRIER

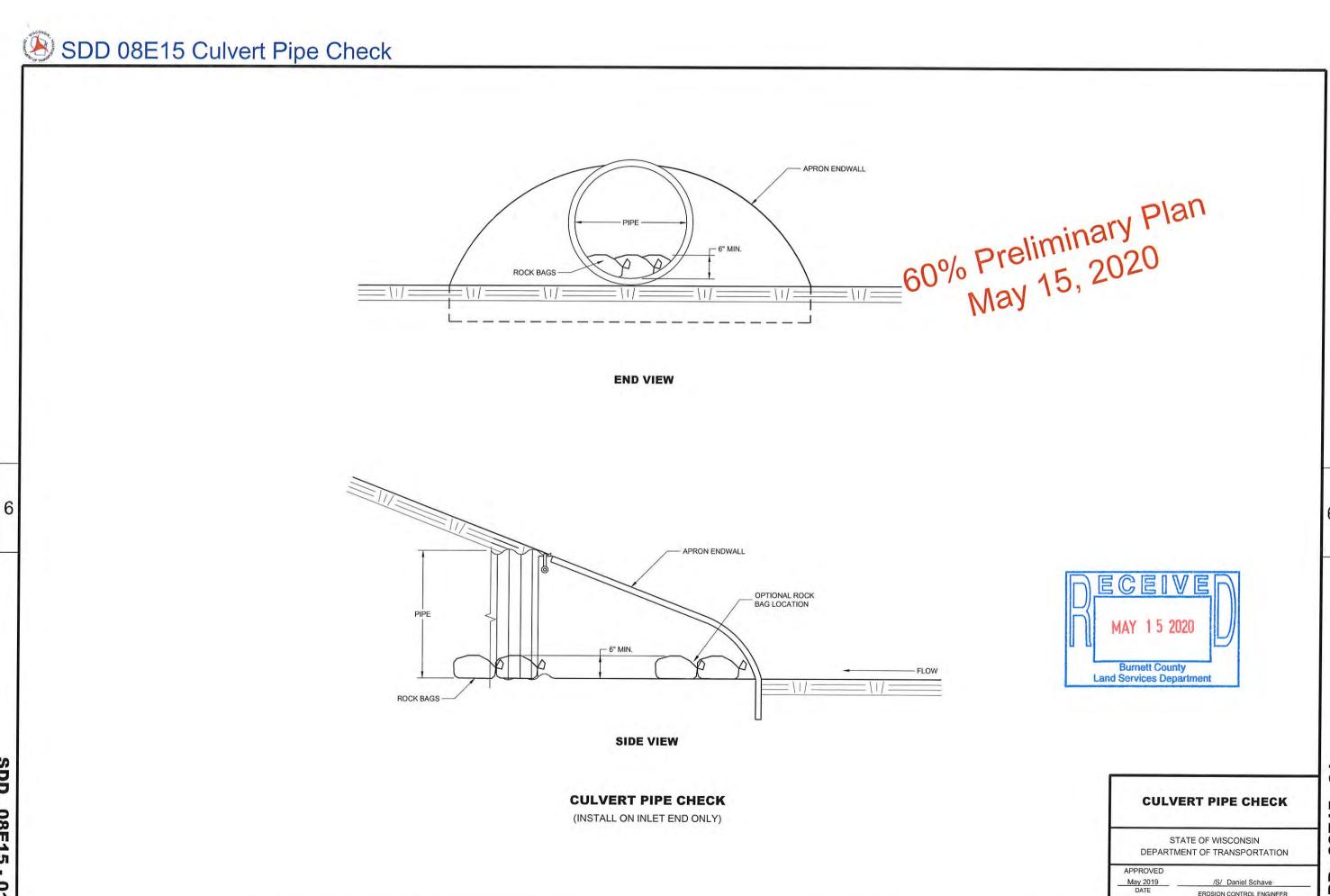
STATE OF WISCONSIN DEPARTMENT OF TRANSPORTATION

APPROVED

/S/ Beth Connestro DATE CHIEF ROADWAY DEVELOPMENT ENGINEER

N

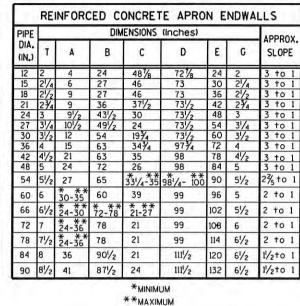
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SDD

08E15 - 01

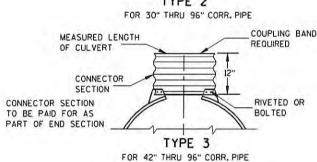
9 08E15 SDD

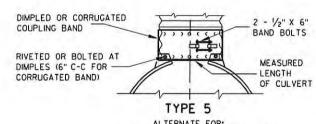


OPTIONAL

DESIGN

TANK TYPE CONNECTOR LUG OR ALTERNATE CONNECTOR STRAP (SEE DETAIL) MEASURED LENGTH OF CULVERT TYPE FOR 12" THRU 24" CORR, PIPE THREADED 1/16" DIA. ROD OVER TOP OF APRON, SIDE ROD HOLDER LUGS TO BE RIVETED TO MEASURED LENGTH OF CULVERT TYPE 2





ALTERNATE FOR: ALL SIZES CORRUGATED CIRCULAR PIPE

NOTE: DIMPLED BAND FITS OVER OUTSIDE OF ENDWALL, AND CORRUGATED BAND FITS INSIDE ENDWALL. DIMPLED BAND MAY BE USED WITH HELICALLY CORRUGATED PIPE.

> FOR CIRCUMFERENTIALLY CORRUGATED PIPE USE ENDWALL CONNECTION DETAILS 1, 2, 3 OR 5 AS APPLICABLE.

FOR HELICALLY CORRUGATED PIPE USE ENDWALL CONNECTION DETAILS 1, 2 OR 5.

FOR HELICALLY CORRUGATED PIPES WITH TWO CIRCUMFERENTIAL CORRUGATIONS AT EACH END USE ENDWALL CONNECTION DETAILS 1, 2 OR 3.

CONNECTION DETAILS

I" WIDE, 12 GA. (0.109" O.109" THICK GALV. STEEL OR THICK) GALVANIZED STRAP 0.109" THICK ALUMINUM WITH STANDARD 6" X 1/2" BAND BOLT AND NUT 3/8" DIA. RIVETS SPACED APRON @ 6" C-C SIDEWALL 15/2 SHEET I" O.D. X 0.079" THICK GALV. STEEL OR 0.075" THICK ALUM. TUBING SLIPPED OVER SHEET AND RIVETS PRIOR TO FABRI-ALTERNATE FOR TYPE 1 CONNECTION CATION OF THE END SECTION END SECTION CONNECTOR STRAP %" DIA. X 1/2" GALV. STEEL OR ALUM. BUTTONHEAD RIVETS SPACED AT 6" C-C. OVER-LENGTH OF RIVET = 0.78" THREADED 1/6" DIA. ROD AROUND CULVERT & THROUGH OUTSIDE OF APRON SIDEWALL SHEET EDGE OF SIDEWALL SHEET ROLLED SNUGLY AGAINST MINIMUM 76" DIA. GALV. STEEL ROD OR NO. 4 GALV. REINFORCING BAR STEEL ROD 1/8" (APPROX.)

# SECTION A-A

# GENERAL NOTES

DETAILS OF CONSTRUCTION, MATERIALS AND WORKMANSHIP NOT SHOWN ON THIS DRAWING SHALL CONFORM TO THE PERTINENT REQUIREMENTS OF THE STANDARD SPECIFICATIONS AND THE APPLICABLE SPECIAL PROVISIONS.

CONCRETE CULVERT ENDWALLS MAY NOT BE USED WITH GALVANIZED STEEL OR ALUMINUM CULVERT PIPE OR VISE VERSA, GALVANIZED STEEL OR ALUMINUM ENDWALLS SHALL NORMALLY BE INSTALLED ON CULVERT PIPE OF THE SAME METAL.

ALL THREE PIECE STEEL APRON ENDWALLS FOR 60" DIAMETER PIPE AND LARGER SHALL HAVE 0.109" SIDES AND 0.138" CENTER PANELS. ALL THREE PIECE ALUMINUM APRON ENDWALLS FOR 60" DIAMETER PIPE AND LARGER SHALL HAVE 0.105" SIDES AND 0.134" CENTER PANELS. THE WIDTH OF CENTER PANELS SHALL BE GREATER THAN 20 PERCENT OF THE PIPE

LAP SEAMS SHALL BE TIGHTLY JOINED BY GALVANIZED RIVETS OR BOLTS FOR STEEL UNITS AND ALUMINUM RIVETS AND BOLTS FOR ALUMINUM UNITS. FOR THE 60" THROUGH 96" DIAMETER APRON ENDWALL SIZES, THE REINFORCED EDGES AND CENTER PANEL SEAMS SHALL BE FURTHER REINFORCED WITH GALVANIZED STEEL OR ALUMINUM STIFFENER ANGLES. THE ANGLES SHALL BE ATTACHED BY GALVANIZED NUTS AND BOLTS FOR STEEL UNITS AND ALUMINUM NUTS AND BOLTS FOR ALUMINUM UNITS.

WHERE TWO OR MORE PIPES WITH APRON ENDWALLS ARE LAID ADJACENT TO EACH OTHER, THEY SHALL BE SEPARATED BY A DISTANCE SUFFICIENT TO PROVIDE A MINIMUM CLEARANCE OF 6 INCHES BETWEEN APRON ENDWALLS.

() FOR PIPE SIZES UP TO 60" DIAMETER, A 180° ROLLED EDGE MAY BE USED INSTEAD OF STEEL ROD REINFORCEMENT. SEE SECTION A-A.



# APRON ENDWALLS FOR CULVERT PIPE

STATE OF WISCONSIN DEPARTMENT OF TRANSPORTATION

APPROVED 8-30-94 DATE

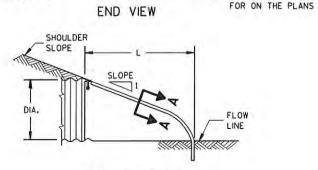
FHWA

/S/ Rory L. Rhinesmith CHIEF ROADWAY DEVELOPMENT ENGINEER

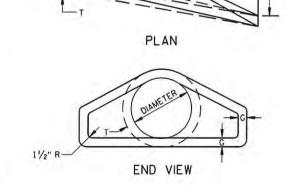
PLAN VIEW END CORNER PLATES MAY BE FASTENED TO APRON PROPER BY BOLTS, RIVETS, OR RESISTANCE SPOT WELDS WHICH WILL HOLD THE SURFACES TIGHTLY TOGE THER END CORNER PLATE 1/6" DIA. HOLES FOR TOE PLATE (SAME THICKNESS

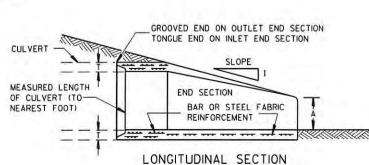
AND METAL AS APRON) SHALL

BE FURNISHED WHEN CALLED



SIDE ELEVATION METAL ENDWALLS





CONCRETE ENDWALLS

D T

BOLTS OR RIVETS -

12" C-C MAX. SPACING

D

8 0 

# Standard Detail Drawing 8F1

July 28, 2011

# Apron Endwalls for Culvert Pipe

#### References:

FDM 19-15-70 FDM 13-1-15 FDM 13-1-17

## Bid items associated with this drawing:

ITEM NUMBER	DESCRIPTION  Apron Endwalls for Culvert Pipe (size)	UNIT
520.1000 - 1199	Apron Endwalls for Culvert Pipe (size)	EACH
521.1000 - 1199	Apron Endwalls for Culvert Pipe Steel (size)	EACH
522.1000 - 1199	Apron Endwalls for Culvert Pipe Reinforced Concrete (size)	EACH
525.0300 - 0399	Apron Endwalls for Culvert Pipe Aluminum (size)	EACH

# Standardized Special Provisions associated with this drawing:

STSP NUMBER

TITLE

SPV.0060 if non-standard size is specified.

## Other SDDs associated with this drawing:

SDD 8F4

Joint Ties for Concrete Pipe

## **Design Notes:**

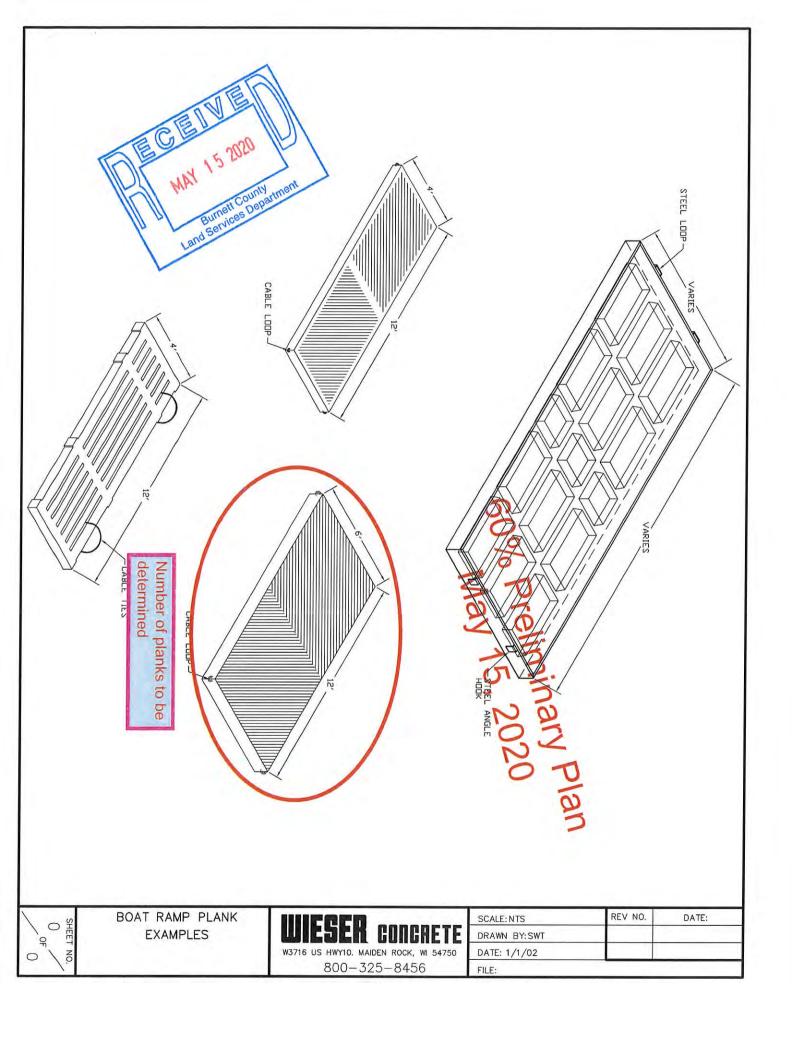
Joint ties are required for the apron endwall and the last 2 sections of culvert and storm sewer pipe installations. See Standard Specifications.

# **Contact Person:**

Ed Lilla (608) 266-2312



DIAN



# 2. EROSION MAT -

#### General -

WisDOT defines "erosion mat" (Erosion Control Revegetative Mat, or ECRM) as a manufactured blanket or mat that is delivered to the work site in rolls or strips. These are for temporary erosion control during vegetation establishment. Turf Reinforcement Mats (TRM) are also classified in this category, and are for use as permanent root zone reinforcement under higher shear applications.

	n and Primary Acceptance Criteria -  Max.C/ Preliminary Netting (Non,						
	Min. Thickness <sup>1</sup> (in)	Max. C Covery O Pactor ASTM D6459	Min. Perm. Shear (psf) ASTM D6460	5 <sub>Max.</sub> 2	020 Channel use	Netting (Non, Single, Double, Any, TRM)	Organic/ Synthetic/ Either
CLASS 1							
Type A	0.25	0.10	1.0	2.5:1	No	Non or Single	Either
Туре В	0.25	0.10	1.5	2.0:1	Yes	Double	Either
CLASS 1, URBAN							
Type A	0.38	0.20	1.0 <sup>2</sup>	4:1	No	Any	Organic
Type B	0.38	0.10	1.0	2.5:1	No	Any	Organic
CLASS 2							
Type A	0.25	0.10	1.5	2:1	Yes	Single <sup>3</sup>	Organic (Jute
Type B	0.25	0.10	2.0	2:1	Yes	Any	Either
Type C	0.25	0.10	2.0	2:1	Yes	Any <sup>4</sup>	Organic
CLASS 3							
Type A	0.25	0.10	2.0	2:1	Yes	Any	Either
Type B	0.4	0.20	2.0	2:1	Yes	TRM	Synthetic
Type C	0.7	0.20	3.5	2:1	Yes	TRM	Synthetic
Type D	0.7	0.20	5.0	1:1	Yes	TRM	Synthetic

- 1. Guideline; flexibility exists on this parameter depending on evaluation and test results
- 2. No minimum permissible shear for netted products
- 3. Sod reinforcement only
- 4. 1/2" max opening for woven

## See FDM 10-5-35 and 10-10-15 for further information on applications:

http://wisconsindot.gov/rdwy/fdm/fd-10-05.pdf http://wisconsindot.gov/rdwy/fdm/fd-10-10.pdf



#### Additional Criteria -

#### Class 1 -

- o Photo- or bio-degradable netting and stitching is allowed provided it can hold the parent material in place for at least 6 months, and is not used in installations after September 1 of a given year
- o Netting shall comprise no more than 15% of the total mat weight
- o Bonding of the netting and parent material shall be sufficient to prevent separation of the two components
- Type B mats may be used in lieu of Type A at the contractor's option, with no additional cost to the Department

## Class 1 Urban –

- Bonding of the netting and parent material shall be sufficient to prevent separation of the two components
- Mat and installation shall be able to sustain moderate foot traffic without damage or presenting a safety hazard to pedestrians
- Anchoring devices for Urban mats shall:
  - Be completely biodegradable per ASTM D6400 specification and D5338 testing
  - Contain no petroleum-based materials
  - Pose no soil or water contamination risk
  - Not be made of metal or solid wood
  - Maintain anchorage capacity for a minimum of 2 months and degrade substantially within 4 months with soil temperature above 53°F
  - Be barbed or shaped to enhance mechanical anchorage
- Type B mats may be used in lieu of Type A at the contractor's option, with no additional cost to the Department

#### Class 2 -

- Netting shall comprise no more than 15% of the total mat weight
- Bonding of the netting and parent material shall be sufficient to prevent separation of the two components
- Type B mats may incorporate photo- or bio-degradable netting and stitching provided it can hold the parent material in place for at least 6 months, and are not used in installations after September 1 of a given year
- o Type C mats for use in environmentally sensitive areas where animal entrapment is a concern
- Class 2 Types B & C shall have the following properties:
  - Maximum water absorption of 300% by weight per ASTM D1117
  - Maximum swell (wet thickness change) of 30% per ASTM D1777
  - Minimum lignin content equal to or greater than 33% per Klason method<sup>1</sup>
    - <sup>1</sup> Technical Association of the Pulp and Paper Industry Test Method for Acid Insoluble Lignin in Wood Pulp, T222 om-98



# **EROSION CONTROL MEASURES**

TREATMENT PRACTICE	ADVANTAGES	DISADVANTAGES		
ROADWAY DITCHES				
Check Dams	Maintain low velocities Catch sediment Can be constructed of logs, rock, lumber, masonry or concrete	Close spacing on steep grades Require clean-Out Unless keyed at sides and bottom, erosion may occur		
Sediment Traps/ Brosion Bale Combination  Clean-out often can be done with onthe-job equipment Simple to construct Top of lowest bale must be lower than bottom of each bale. See S.D.D.		Little direction on spacing and size Sediment disposal may be difficult Must be periodically cleaned. May require seeding or sodding when removed during final cleanup.		
Sodding	ding  Easy to place with a minimum of preparation  Can be repaired during construction  Immediate protection  May be used on sides of ripraped ditches to provide increased capacity.			
Seeding with Mulch	Usually least expensive Effective for ditches with very low velocity. Easily placed in small quantities with insuperienced personnel	Will not withstand higher valocities.		
Seed with Erosion Mat	Three classes of mat available. Higher classes are able to withstand greater velocities. Cost effective alternative to riprap or rigid liners. Easily placed.			
Riprap, Grouted Riprap	Effective for high velocities May be part of the permanent erosion control effort	Cannot always be placed when needs because of construction traffic and final grading and dressing Initial cost is high		
ROADWAY SURFACE				
Crowning to Ditch or Sloping to Single Temporary Berm	Directing the surface water to a prepared or protected ditch minimises erosion	None - should be part of good con- struction procedures		
Compection	The final lift of each day's work should be well compacted and bladed to drain to ditch or berm section.  Loose or uncompacted material is more subject to erosion	None - should be part of good con- struction procedures		
Crushed Aggregate Cover	Minimizes surface erosion Permits construction traffic during adverse weather May be used as part of permanent base construction	Requires reworking and compection if exposed for long periods of time Loss of surface aggregates can be anticipated		
Seed/Mulch	Minimizes surface erceion	Must be removed or is lost when con- struction of pevement is commenced.		

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# EROSION CONTROL MEASURES (Continued)

TREATMENT PRACTICE	ADVANTAGES	DISADVANTAGES
CUT SLOPES		
Intercepting Embankment (Permanent Berm at top of cut)	A permanent device Diverts water from cut Collects water for slope drains/ditches May be constructed before grading is started	Access to top of cut Difficult to build on steep natural slope or rock surface Concentrates water and may require channel protection or energy dis- sipation devices Can cause water to enter ground, resulting in sloughing of the cut slope
Diversion Dike	May be either temporary or permanent Collects and diverts water at a location selected to reduce erosion potential May be incorporated in the permanent project drainage	Access for construction  May be continuing maintenance proble if not paved or protected  Disturbed material or berm is easily eroded
Slope Benchee	Slows velocity of surface runoff Collects sediment Provides access to slope for seeding, mulching and maintenance Collects water for slope drains or may divert water to natural ground	May cause aloughing of slopes if water infiltrates Requires additional ROW Not always possible due to rotten material etc. Requires maintenance to be effective Increases excavation quantities
Slope Drains or Flumes	Prevents erosion on the slope Can be temporary or part of permanent construction Can be constructed or extended as grading progresses	Requires berms to collect water.  Permanent construction is not always compatible with other project work. Usually requires some type of energy dissipation.
Seeding-Mulching or Erosion Mat	The end objective is to have a completely grassed slope. Early placement is a step in this direction.  The mulch provides temporary erosion protection until grass is rooted.  Temporary or permanent seeding may be used. Mulch should be anchored.  Larger slopes can be seeded and mulched with smaller equipment if stage techniques are used.  For steep slopes erosion mat may be used in place of mulch.	Difficult to schedule high production units for small increments. Time of year may prevent seeding. May require supplemental water. Contractor may perform this operation with untrained or unsuperienced personnal and inadequate equipment if stage seeding is required.
Sodding	Provides immediate protection Can be used to protect adjacent property from sediment and turbidity	Difficult to place until cut is com- plete Sod not always available May be expensive
Slope Pavement, Riprap	Provides immediate protection for high risk areas and under struc- tures May be cast in place or off site	Expensive Difficult to place on high slopes May be difficult to maintain
Temporary Cover	Plastics or geotestile fabrics are available in wide rolls and large sheets that may be used to provide temporary protection for out or fill slopes.  Easy to place and remove.  Useful to protect high risk areas from temporary erosion.	Provides only temporary protection Original surface usually requires additional treatment when plastic is removed Must be anchozed to prevent wind damage
Comporary Secreted Slope	Lowers velocity of surface runoff Collects sectiment Holds moisture Minimizes amount of sediment reaching roadside ditch	May cause minor sloughing if water infiltrates Construction compliance

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# EROSION CONTROL MEASURES (Continued)

TREATMENT PRACTICE	ADVANTAGES	DISADVANTAGES		
FILL SLOPES				
Temporary Fill Diversion (Berms at Top of Embankment)	Prevent runoff from embankment sur- face from flowing over face of fill Collect runoff for slope drains or protected ditch Can be placed as a part of the normal construction operation and incor- ported into fill or shoulders	Cooperation of construction operators to place final lifts at edge for shaping into berm Faihure to compact outside lift when work is resumed Sediment buildup and beam faihure Can cause water to enter embankment resulting in sloughing of the slope.		
Diversion Dike	May be either temporary or permanent Collects and diverts water at a loca- tion selected to reduce erosion potential May be incorporated in the permanent project drainage	Access for construction  May be continuing maintenance probles if not paved or protected  Disturbed material or berm is easily eroded		
Slope Drains or Flumes	Prevent fill slope erosion caused by embankment surface runoff Can be constructed of full or half section pipe, asphalt, metal, concrete, plastic or sod  Can be extended as construction progresses May be either temporary or permanent	Permanent construction as needed may not be considered desirable by con- tractor Removal of temporary drains may distrute growing vegetation Energy dissipation devices are required at the outlets Consider salt tolerant sod for flumes.		
Fill Berms or Benches	Slows valority of slope runoff Collects sediment Provides access for maintenance Collects water for slope drains	Requires additional fill material if waste is not available May cause aloughing Additional ROW may be needed		
Seeding Mulching or Erozion Mat	Timely application of mulch and seeding decreases the period a slope is subject to severe erosion.  Mulch that is out in or otherwise anchored will collect sediment. The furrows made will also hold water and sediment.  For steep slopes erosion met may be used in place of mulch.	Time of year may prevent seeding. Watering may be necessary Steep slopes or locations with low velocities may require supplemental treatment		
PROTECTION OF ADJACENT PR	OPERTY			
Brush Barriers	Use slashing and logs from clearing operation Can be covered and seeded rather than removed Eliminates need for burning or disposal off ROW	May be considered unsightly in urban areas		
Erosion Bele Berriers	Bales are readily available in many areas When properly installed, they filter sediment and some turbidity from runoff	Require removal Subject to vandal damage Flow is slow through straw requiring considerable area		
Sediment Treps	Collects most of the sediment spill from fill slopes and storm drain ditches inexpensive Can be cleaned and expanded to meet need	Does not aliminate all sediment and turbidity during construction Space is not always available Must be periodically cleaned		
Retention/Detention Ponds	Can be designed to handle large volumes of flow Both sediment and turbidity are removed May be incorporated into permanent erosion control plan	Requires prior planning, additional ROW and/or flow easement if removal is necessary, can present a major effort during final con- struction stage Clean-out volumes can be large Access for clean-out not always con- venient		

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# EROSION CONTROL MEASURES (Continued)

TREATMENT PRACTICE	ADVANTAGES	DISADVANTAGES		
PROTECTION OF ADJACENT	PROPERTY (continued)			
Energy Dissipators	Slows velocity to permit sediment col- lection and to minimize channel erosion Can be constructed of concrete, rock, wood or other suitable materials.	Collects debris and requires cleaning. Requires special design and construc- tion.		
PROTECTION OF LAKES OR	STREAMS			
Construction Dike	Usually constructed of earth.  Permits work to continue during normal stream stages  Controlled flooding can be accomplished during periods of inactivity	Usually requires pumping of work site water into sediment pend Subject to erosion from stream and from direct rainfall on dike		
Sheet Piling Cofferdam	Work can be continued during most anticipated stream conditions Clear water can be pumped directly back into stream No material deposited in stream Good for heavy flow conditions.	Expensive May cause sediment release into waterway when removed.		
Temporary Stream Channel Chang or Diversion Channel	Temporary channel to keep flows away from construction Good for heavier flows when cofferdams cannot be used	New channel usually will require pro tection Stream must be returned to old cha nel and temporary channel refilled		
Riprap or Grouted Riprap	Easy to stockpile and place Can be installed in increments as needed Circuted riprap is a rigid liner and can withstand higher velocities.	Expensive		
Temporary Culverts for Haul Roads	Eliminates stream turbulence and turbidity Provides unobstructed passage for fish and other water life Capacity for normal flow can be provided with storm water flowing over the readway	Space not always available without conflicting with permanent structure work  May be expensive, especially for larger sizes of pipe Subject to washout		
Rock-lined Low-Level Crossing	Minimizes stream turbidity Inexpensive May also serve as ditch check or sediment trap	May not be fordable during rainstorms  During periods of low flow, passage of fish may be blocked		
Silt Screen  Minimises sediment transport into water.  See detail drawing.		Not to be used where current exceeds 1.65 ft./sec. (0.5 m/sec.) Do not place perpendicular to flow.		
Turbidity Berries	Eliminates sediment transport into water. See detail drawing.	Not to be used where current exceeds 4.96 ft/sec. (1.5 m/sec.).  Do not place perpendicular to flow.		

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# SUMMARY OF CONTROL MEASURE APPLICATIONS

7		CONDITION NEEDING CONTROL						
CONTROL MEASURE	PURPOSE	CUT SLOPES	FILL	DENUDED GENTLY SLOPING OR FLAT AREA	ERODING STREAMBANK	ERODING SWALE	PROTECTION OF ADJACENT PROPERTY	
Temporary and permanent planting of exposed soils	To stabilize soils by absorbing the impact of raindrops, re- ducing velocity of runoff, and allowing precipitation to enter the soil.	•	•	•			•	
Temporary and permanent grass protection of water- ways, swales and diluse	To protect drainageways by lowering water velocity over the soil surface and by binding soil particles with roots.				•	•	•	
Intercepting embeniment	To intercept storm runoff from small upland areas and divert it to an outlet.	•					•	
Temporary fill diversion	To intercept storm runoff and divert it to a stable outlet or sediment-trapping device, or to prevent runoff from entering a disturbed area and to direct sediment-laden runoff leaving the distrabed area.	0	*	•	•		. •	
Temporary grade stabili- setion structure	To convey concentrated, high- velocity runoff down slopes without causing erosion.	•	•					

O Alternative but less effective control measure.

KKY: Preferred control measure

Burnett County Land Services Department

# SUMMARY OF CONTROL MEASURE APPLICATIONS (con't)

		CONDITION NEEDING CONTROL					
CONTROL MEASURE	PURPOSE	CUT SLOPES	FILL SLOPES	DEMUDED GENTLY SLOPING OR FLAT AREA	ERODING STREAMBANK	ERODING SWALE	PROTECTION OF ADJACENT PROPERTY
Check dam	To reduce the velocity of con- centrated stormwater flows in swales or ditches draining small areas.				•	•	•
Diversion dike 1	To prevent runoff from entering a disturbed area and sediment-laden runoff from leaving the disturbed area.  Diversion dike can be placed at either position 1 or 2.		•				•
Riprap or grouted riprap	To protect a soil surface, drainageway or outlet from the erosive forces of water.	0			•	•	•
Culvert pipe	To convert pipe flow to channel flow and reduce water velocity.					•	0
Permanent subsurface drain	To remove runoff from and prevent water movement into a wet area, to regulate the water table and groundwater flow to improve plant growth and to dewater a sediment berin.	0	0	0			0

KEY: Preferred control measure

O Alternative but less effective control measure.

# SUMMARY OF CONTROL MEASURE APPLICATIONS (con't)

	COND		NDITION	ITION NEEDING CONTROL			
CONTROL MEASURE	PURPOSE	CUT SLOPES	FILL SLOPES	DEMUDED GENTLY SLOPING OR FLAT AREA	ERODING STREAMBANK	ERODING SWALE	PROTECTION OF ADJACENT PROPERTY
Retention/Detention ponds	To collect and hold runoff to allow suspended sediment to settle out.	•	•	•			•
Sediment trap	To intercept small quantities of sediment-laden runoff and trap the sediment.	0	0	•			•
Temporary stabilized construction entrance	To recince the tracking or flowing of sediment onto public rights-of-way.						•
Erosion bale dike	To intercept and detain small amounts of sediment from small unprotected areas.			0			0
Silt fence	To intercept and detain the sectiment in runoff from small erodible areas while decreasing the velocity of the runoff.			0			0

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Burnett County
Land Services Department

KKY: Preferred control measure

Alternative but less effective control measure.

# SUMMARY OF CONTROL MEASURE APPLICATIONS (con't)

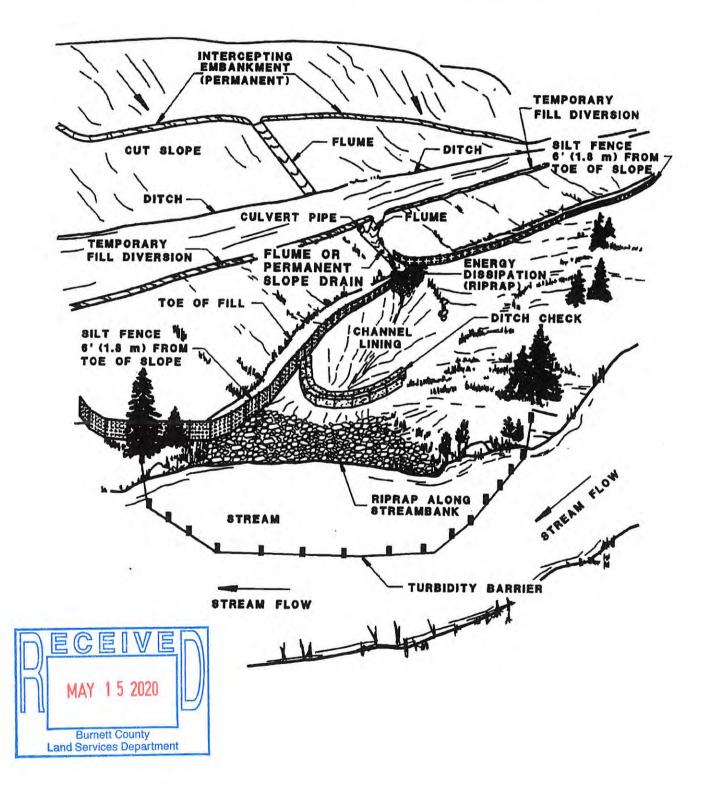
		CONDITION NEEDING CONTROL					
CONTROL MEASURE	PURPOSE	CUT SLOPES	FILL SLOPES	DENUDED GENTLY SLOPING OR FLAT AREA	ERODING STREAMBANK	ERODING SWALE	PROTECTION OF ADJACENT PROPERTY
General land grading practices for minimizing erosion	To provide for erosion control and plant establishment on areas where topography is to be re- shaped by grading	•	•	•			•

KEY: Preferred control measure



Alternative but less effective control measure.

# EXAMPLE OF SELECTED CONTROL MEASURES USED IN COMBINATION



# **EROSION MAT**

CLASS I SHORT TERM ORGANIC CLASS II MODERATE TERM ORGANIC CLASS III
PERMANENT
SYNTHETIC

TYPE A
SHEAR 1.0
SLOPES UP TO 2 1/2:1

TYPE A

JUTE

FOR SOD REINFORCEMENT

60%

TYPE A
SHEAR 2.0
ECRM MAT
SLOPES UP TO 2:1
CHANNEL LINER

TYPE B
SHEAR 1.5
SLOPES UP TO 2:1
LIGHT DUTY
CHANNEL LINER

TYPE B
SHEAR 2.0
SLOPES UP TO 2:1
MEDIUM DUTY CHANNEL
LINER
SYNTHETIC NETTING
ALLOWED

TYPE B
SHEAR 2.0
TRM MAT
SLOPES UP TO 2:1
CHANNEL LINER

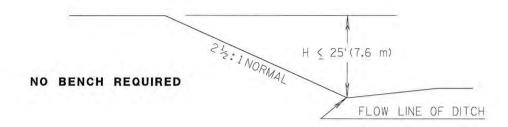
TYPE C
SHEAR 2.0
SLOPES UP TO 2:1
MEDIUM DUTY CHANNEL
LINER
100% ORGANIC FIBER
REQUIRED

TYPE C
SHEAR 3.5
TRM MAT
SLOPES UP TO 2:1
HEAVY DUTY
CHANNEL LINER

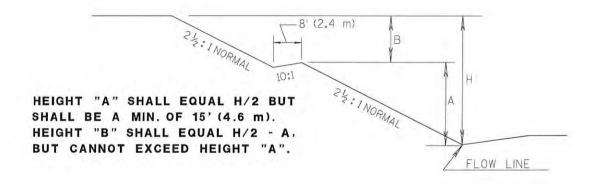


TYPE D
SHEAR 5.0
TRM MAT
SLOPES UP TO 1:1
HEAVY DUTY
CHANNEL LINER

# CONDITION 1: SLOPES LESS THAN 25' (7.6 m) IN HEIGHT H $\leq$ 25' (7.6 m)



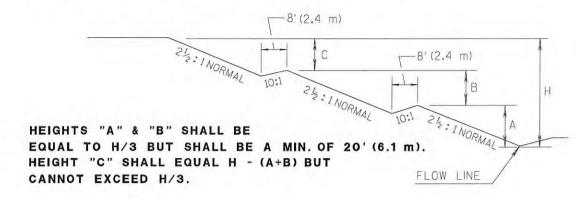
# CONDITION 2: SLOPES WITH 25' (7.6 m) < H AND ≤ 50' (15.2 m)



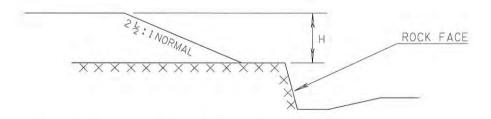
# BENCHED SLOPE EXAMPLES (SLOPES IN UNCONSOLIDATED MATERIAL)



# CONDITION 3: SLOPE WITH H > 50' (15.2 m)



# CONDITION 4: SLOPES ABOVE ROCK CUTS



CONDITIONS 1, 2 & 3 SHALL APPLY BUT HEIGHT "H" SHALL BE TAKEN AS THE HEIGHT ABOVE THE EXPOSED ROCK FACE.

# BENCHED SLOPE EXAMPLES (SLOPES IN UNCONSOLIDATED MATERIAL)



Mulches can increase the infiltration rate of the soil, reduce soil moisture loss by evaporation, prevent crusting and sealing of the soil surface, modify soil temperatures, and provide a suitable microclimate for seed germination. Organic mulch materials have been found to be the most effective.

The choice of materials for mulching depends on site conditions, season and economics. It is especially important to mulch liberally in mid-summer and prior to winter, and on steep slopes and southern slope exposures.

If wood chips, wood fibers or similar materials are used for mulching, treat areas with one pound of available nitrogen per 1000sf either before or after applying the mulch, because decomposing wood fiber uses and thereby decreases available nitrogen in the soil.

Certified weed seed free mulch is available but should be reserved for mulching next to native areas due to cost. The certification is through the Wisconsin Crop Improvement Association. When used this should be a separate bid item.

The use of mulch behind curb and gutter areas is not recommended when adjacent to live traffic lanes due to turbulence from the traffic that displaces the mulch. Consider the use of erosion mat or sod as an alternative.

There are three approved methods of anchoring mulch; netting tacking, and crimping. These are at the option of the contractor unless otherwise specified. Petalls can be found in Chapter 627 of the Standard Specifications for Highway and Structure Construction.

Tackifiers are used to bind organic mulches together to prevent displacement. They are generally spray applied and act like glue over the mulch, holding it in place. In areas where lawn type turf will be established, the use of tackifiers is the preferred anchoring method and should be specified. Crimping will tend to leave an uneven surface and plastic netting can become entangled in mowing equipment.

Crimping the mulch into the soil is the most common method chosen by contractors. It is done with a pull behind crimper that looks like a disc with teeth and crimps the mulch to a depth of at least 1 ½ inches.

Placing netting, like erosion mat netting, over the mulch is the least common method chosen.

#### FDM 10-10-15 Erosion Mat

April 27, 2011

#### 15.1 Definition

Erosion mat is a general term for any rolled protective soil covering mat or soil retention blanket that is installed on a prepared planting area of a slope, channel or shoreline. Erosion mats are made from straw, wood, coconut, or synthetic fibers, and are held together by plastic or biodegradable netting on one or both sides, and/or stitched together. They have varying life spans depending upon the type of fiber used.

An "Erosion Control Revegetative Mat" (ECRM), is a blanket-like covering laid on top of a prepared seed bed to protect the soil and seed from the erosive forces of nature.

A "Turf Reinforcement Mat" (TRM), helps to permanently stabilize the soil by acting as reinforcement for the roots of the vegetation. This open-weaved, synthetic mat is installed on top of soil and then filled with topsoil and seeded. As the vegetation grows, the roots intertwine into the mat, "reinforcing the turf." In vegetated channels, this reinforcement helps to raise the channel's maximum permissible shear stress.

In addition to this procedure, designers should refer to <u>FDM 10-5-35</u> and <u>Chapter 13</u> for further guidance on placement and design considerations.

#### 15.2 Application

Many of the permanent erosion mats are cost effective when compared with structural channel lining. For slope protection applications, erosion mats are excellent in preventing the loss of topsoil, thereby reducing surface erosion and promoting a rapid establishment of permanent grass cover on cut or fill slopes.

Conditions warranting the application of erosion mat are:

- On vegetated channels where additional reinforcement is necessary. See FDM 10-5 Attachment 35.1.
- 2. On steep slopes or roadway embankments where the erosion potential is high, and planting is likely to be too slow in providing adequate protective cover. Erosion mat should be considered to help stabilize and revegetate sensitive slopes steeper than 3:1. See <u>FDM 10-5 Attachment 35.2</u>.
- 3. On stream banks or channels where moving water is likely to wash out new plantings. Refer to Chapter 13 and consult with the Hydraulic, Stormwater or Soils Engineer when designing for these conditions.

- 4. In areas where the forces of wind or traffic turbulence prevent standard mulching practices from remaining in place until vegetation becomes established.
- 5. Whenever typical revegetation measures do not provide the desired degree of erosion control or revegetation emphasis.
- 6. As an alternative to slope paving or structural channel linings. Note: With the exception of bridge applications, slope paving and paved channels are not recommended since they promote rapid runoff, are prone to undermining and are susceptible to frost heave.

See <u>FDM 10-15 Attachment 5.10</u> and <u>FDM 10-15 Attachment 5.11</u> for illustrations of the proper application of erosion mat.

#### 15.3 Design Guidance

Erosion mats should be selected so that they last long enough for the grass or other vegetation to become densely established.

Use Urban grade erosion mats in locations where shortly mowed turf or lawn grasses are to be established. These mats do not have plastic netting that can wrap around the blades of lawn mowers, or snag in the shoes and trip pedestrians.

Consider using Class I Urban Type A, Class I Urban Type B, or Class II Type C mats in or next to sensitive areas where the plastic netting on other categories of mat may trap small animals, snakes, or frogs. Select the type based on calculated shear values. Since Class II Type C mats tend to be expensive, they should only be specified for environmentally sensitive areas where Class I Urban mats do not have sufficient shear values for the site.

Class III mats may be appropriate as a replacement for riprap as a channel liner especially in areas where infiltration is desired or there are clear zone concerns. Check the shear stress criteria for the channel to determine mat applicability.

It may be difficult to establish permanent vegetation and adequate erosion protection in a channel with continuous flow. Consider using riprap, articulated concrete blocks (ACB's), or wetland species with a coconut or synthetic ECRM.

Because of the variety of erosion mats available on the market, installation varies depending on the mat used. As per the Product Acceptability List, prior to actual installation of the mats, contractors will be required to provide the construction project engineer with one full set of the manufacturer's literature and installation instructions for each erosion mat product selected. This information will be used to verify conformance with the Department's approved materials list and for use by the construction erosion control inspector.

For channels not conforming to the typical section showed in <u>FDM 10-5 Attachment 35.1</u> or those having a depth of flow greater than 6 inches the designer must compare the CALCULATED MAXIMUM SHEAR STRESS of their channel to the PERMISSIBLE SHEAR STRESS of the erosion mat. See <u>FDM 10-5-40</u> for the Procedure and an example of its application.

If the calculated maximum shear stress exceeds the permissible shear stress of the mat being considered, the design should be adjusted. This may involve one or more of the following:

- 1. Specify a higher class or type of erosion mat.
- 2. Modify the channel's cross section, e.g., widen the ditch bottom to decrease the depth of flow.
- 3. Choose another device such as riprap or articulated concrete block.

Once vegetation is established, the permissible shear stress of the channel increases. Engineering judgment should be used based on the sensitivity of the area prior to vegetation establishment as well as long term performance requirements.

When erosion mat is the desired alternative for flexible channel lining and the calculated maximum shear stress is greater than 5.0 lbs/ft2, the designer should contact the regional erosion control specialist, stormwater or drainage engineer to assist in the design. <u>FDM 19-1-5</u> should be used to specify the product in a special provision. With high stress values, there is no substitute for a thorough understanding of the manufacturer's instructions and recommendations. In addition, a site visit by the designer, soils engineer, and manufacturer is recommended to verify the product's appropriateness.

Caution: Even though the calculated shear stress may be less than the permissible shear stress, designers should still use their engineering judgment to decide whether the mat is appropriate given their project-specific conditions. For example, if the calculated shear stress value falls just under the permissible shear stress for the

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mat, it may be appropriate to use a higher-class mat or a different type of channel liner, if the project is adjacent to a critical environmental or customer sensitive area such as a wetland or residential property.

Erosion mats that are made out of organic materials will degrade after a period of time, leaving a naturally vegetated channel. Organic erosion mats are used in channels that are expected to withstand a shear stress not exceeding 2.0 lbs/ft2.

Erosion mats made of synthetic materials generally do not degrade and often remain as a permanent element within the drainage channel. Synthetic materials are generally used in channels that are expected to withstand shear stresses greater than 2.0 lbs/ft2 or on unstable or highly erodible slopes of 1:1 or flatter.

Costs should be analyzed to compare the erosion mat selected to other erosion and sediment control devices that would perform similarly. This analysis should be weighed against the risks associated should another device be chosen.

15.4 Erosion Mat Classes and Types

There are eleven erosion mat types listed below which fall under three different classes. These erosion mat classes are also outlined in Attachment 15.1. When erosion mat is the preferred alternative, care must be taken to choose the type of mat which is most appropriate for the specific needs of the project. For additional guidance in determining the location of these devices, designers should refer to FDM 10-5-35.

#### 15.4.1 Class I

Class I erosion mats are light-duty, organic ECRM mats. Non-organic, photodegradable or biodegradable netting is allowed for the non-urban mats. They are short term in duration (6-month minimum duration). There are four types of Class I erosion mats.

Type A (Minimum Permissible Shear Stress: 1.0 lbs/ft2: For use on slopes 2½:1 and flatter with a C factor from the Revised Universal Soil Loss Equation of 0.20 or less. Not to be used in channels.

Type B (Minimum Permissible Shear Stress: 1.5 lbs/ft2: This is a double netted product for use on slopes 2:1 or flatter with a C factor from the Revised Universal Soil Loss Equation of 0.20 or less, or in channels where the calculated shear stress is 1.5 lbs/ft2 or less.

#### 15.4.1.1 Class I Urban

In addition to the requirements under Class I, the urban mats must be 100% organic and biodegradable, this shall include parent material, stitching, and netting. Urban mats are to be used where mowing may need to be accomplished within two weeks with little or no snagging of the netting or mat. Recommended for use in environmentally sensitive areas that have a high probability of entrapping animals in plastic netting such as near streams or wetlands. Not to be used in channels.

*Urban, Type A* (No Minimum Permissible Shear Stress Required for netted products, Minimum Permissible Shear Stress: 1.0 lbs/ft² for non-netted products): For use on slopes 4:1 and flatter with a C factor from the Revised Universal Soil Loss Equation of 0.20 or less.

*Urban, Type B* (Minimum Permissible Shear Stress: 1.0 lbs/ft²): For use on slopes 2.5:1 and flatter with a C factor from the Revised Universal Soil Loss Equation of 0.20 or less.

#### 15.4.2 Class II

Class II erosion mats are long lasting (3 years minimum), organic ECRMs. Class II Type B and C mats are intended for use on slopes 2:1 or flatter or in channels where the calculated shear stress does not exceed the permissible shear stress. Slopes steeper than 2:1 may have to consider other alternatives such as using the mat in combination with other erosion control devices or measures, modifying the slope, etc.

Type A: 100% jute fiber mats used for reinforcing sod. This item shall confirm to Section 628.2.2 of the Standard Specifications, no products are identified in the Product Acceptability List.

Type B (Minimum Permissible Shear Stress: 2.0 lbs/ft2): These are intended for use on slopes 2:1 or flatter or where vegetation may be slower to establish such as shady locations.

Type C (Minimum Permissible Shear Stress: 2.0 lbs/ft2): Type C erosion mats are high-strength, 100% organic fiber mats which include the coconut fiber mats. Woven mats are allowed with a maximum opening of ½ inch. Recommended for use in environmentally sensitive areas that have a high probability of entrapping animals in plastic netting such as near streams or wetlands.

# 15.4.3 Class III

Class III erosion mats are synthetic mats that are primarily used to stabilize steep channels or slopes

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permanently. Compared to Classes I and II, they have the greatest strength and survivability. They do, in many instances, offer a cost-effective alternative to structural devices such as riprap or grouted riprap. Class III mats area required to provide a C factor from the Revised Universal Soil Loss Equation of 0.20 or less.

Type A (Minimum Permissible Shear Stress: 2.0 lbs/ft2): This is an ECRM mat for use on slopes 2:1 or flatter or in channels where the calculated shear stress does not exceed the permissible shear stress. Class III, Type A mats tend to be quite dense. In addition, because they are a synthetic mat, they do not decompose. Decomposition helps to promote good grass germination by creating additional void space as the grass begins to grow. Therefore, designers should use caution when selecting these mats since they may be slow in producing vegetation.

<u>Type B</u> (Minimum Permissible Shear Stress: 2.0 lbs/ft2): This is a TRM for use on slopes 2:1 or flatter or in channels where the calculated shear stress does not exceed the permissible shear stress.

<u>Type C</u> (Minimum Permissible Shear Stress: 3.5 lbs/ft2): This is a TRM for use on slopes 2:1 or flatter or in channels where the calculated shear stress is less than the permissible shear stress.

<u>Type D</u> (Minimum Permissible Shear Stress: 5.0 lbs/ft2): This is a TRM for use on slopes 1:1 and flatter or in channels where the calculated shear stress is less than the permissible shear stress.

Class III, Types B, C and D mats are open weaved TRMs installed prior to seeding. The voids are then filled with soil. Though their open weave allows grass to germinate, this openness can create a tendency for some initial soil loss which interferes with the establishment of vegetation. To prevent this, the specification requires either the application of an approved soil stabilizer type A or ECRM over the TRM on slopes, or an ECRM over the TRM in channels, after installation is complete. Installed in this manner, these mats provide superior erosion protection and offer long-term turf reinforcement

Compared to Class I and II mats, conditions that may benefit from the use of Class III mats include:

- 1. Unstable soils.
- 2. Highly erodible soils.
- 3. Areas where vegetation may be difficult to establish such as in shady areas.
- 4. In some constant flow conditions. Depending on the velocity of flow and/or wave action, alternative measures such as heavy riprap, interlocking cells, gabions or structural devices may be necessary.

Designers should refer to <u>Chapter 13</u> and consult with the Stormwater, Hydraulic and/or Soils Engineers to help determine appropriate stabilization measures.

# 15.5 General Performance Measures

The following general performance measures are included for information purposes only.

#### 15.5.1 Maximum Acceptable Sediment Loss Standards

All approved erosion mats are tested to meet the minimum product C factor in the Revised Universal Soil Loss Equation as specified for each category of mat in WisDOT's Product Acceptability List (PAL).

#### 15.5.2 Minimum Acceptable Vegetation Density Standards

All approved erosion mats in the PAL are required to allow vegetation to achieve the following minimum vegetation density standards.

Clay Soils: 80%Sandy Soils: 70%

Density is compared to undisturbed areas within one year from the date of installation.

#### 15.5.3 Netting

All plastic-netted products listed in the PAL are to be bonded sufficiently to prevent separation of the net from the parent material for the life of the product. This is particularly important as the vegetation starts to grow. If not sufficiently bonded, the net tends to "float" or "tent" which causes damage to maintenance equipment when slopes are mowed and increases the risk of small animals being caught.

## LIST OF ATTACHMENTS

Attachment 15.1

**Erosion Mat** 

Rec 5/15/2020 J.T.



# TACKIFIER - Incidental to Bid Item 627.0200/05

# Date last edited: 4/30/2016

MANUFACTURER PRODUCT (Maximum App. Rate)

	11100001	(Maximum App. Rate)
Central Fiber Corp.	Hydroboost Tacpac GT	*
Profile Products	Con-Tack A/T	*
Eastern Products Inc.	Eco Tak-OP	*
Eastern Products Inc.	Eco Tak-SAT	* 02
HydroStraw	Fiber RX	***
Innovative Turf Solutions	Hydra Tac	1:millar
Mat Inc.	Mat-ST-SS	1401111111
Mat Inc.	Mat-ST-SS	Mellii

\* - Product approved prior to WDNR toxicity review requirement - apply per manufacturer's instructions





# EROSION MAT CLASS I TYPE A - Bid Item 628.2002

#### Date last edited: 4/30/2019

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)
American Excelsion	*Curlex I WH	**
American Excelsior	Curlex I	**
American Excelsior	Curlex I CL	1.1
American Excelsior	Premier Straw SN	**
East Coast Erosion Blankets	ECS-1	N/N/N
East Coast Erosion Blankets	*ECS-1D	
East Coast Erosion Blankets	ECX-1	WEIII. ** - 000
Enviroscape	S1000 COOO	1.5
Enviroscape	*S1000D	4.5
Erosion Control Blanket	531	1.7
Erosion Control Blanket	*S31UVD	1.7
Erosion Control Systems	ss	**
Ero-Guard	EG-1s	1.7
Ero-Guard	*EG-1s RD	1.7
Erosion Tech	ETRS-1	1.7
Erosion Tech	*ETRS-1 BN	1.7
Kansas Erosion Products	S1	1.2
North American Green	S75	1.7
North American Green	*DS75	1.7
North American Green	*DS150	1.7
North American Green	SC150	1.7
Propex	Landlok S1	**
Propex	*Landlok S1RD	**
SoilTex	SNS	**
Western Excelsior	Excel SR-1	1.7
Western Excelsior	Excel SR-1 Rapid Go	1.7
Winters Excelsior	*WintersStraw SNW	**
Hanes Geo Components	*TerraGuard SS	**
Winters Excelsior	Winters Straw SNG	**

<sup>\*</sup>Products with rapid-degradable netting - not to be installed after September 1st

\*\*D6459 test anchor frequency unavailable - Use 1.7 anchors/SY





#### **EROSION MAT CLASS I TYPE B - Bid Item 628.2004**

#### Date last edited: 4/30/2019

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)
American Excelsior	Curlex High Velocity	**
American Excelsior	Premier Straw DN	**
American Excelsior	Curlex II	3.8
American Excelsior	Curlex II CL	3.8
American Excelsior	Curlex LT	**21
American Excelsior	Premier Straw/Coconut	**
East Coast Erosion Blankets	ECS-2	MSIII. ** - 000
East Coast Erosion Blankets	*ECS-2D	***
Enviroscape	52000	3.0
Enviroscape	*S2000D	3.0
Ero-Guard	EG-2S	3.8
Erosion Control Blanket	532	**
Erosion Control Blanket	*S32UVD	**
Erosion Tech	ETX2 HV	3.8
Erosion Tech	ETRS-2	3.8
Erosion Tech	*ETRS-2 BN	3.8
Erosion Control Systems	ProGuard DS	**
Kansas Erosion Products	S2	3.8
North American Green	S150	3.4
North American Green	DS150	3.4
North American Green	SC 150	3.4
Propex	Landlok CS2	**
Propex	Landlok S2	**
SoilTex	DNS	**
US Erosion Control	US-2S	**
Western Excelsior	Excel SS-2	3.8
Western Excelsior	*Excel SS-2 Rapid Go	3.8
Winters Excelsior	*Winters Straw HVW	**
Hanes Geo Components	*TerraGuard DS	**
Winters Excelsior	Winters Straw HVG	**
Winters Excelsior	Winters Choice HV	**



<sup>\*</sup>Products with rapid-degradable netting - not to be installed after September 1st \*\*D6460 test frequency unavailable - Use 3.4 anchors/SY



# **EROSION MAT URBAN CLASS I TYPE A - Bid Item 628.2006**

#### Date last edited: 11/13/2018

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)
American Excelsior	Curlex I Fibrenet	**
American Excelsior	Curlex II Fibrenet	**
American Excelsior	Premier Straw Fibrenet Single Net	** 2100
East Coast Erosion Blankets	ECC-2B	1.75
East Coast Erosion Blankets	ECS-2B	: 0 2 N
Enviroscape	S1000BD	1.7
Ero-Guard	EG-1S NN	2000
Erosion Control Blanket	S 31 BD	11/16
North American Green	S 75 BN	1.7
North American Green	S 150 BN	1.7
North American Green	SC 150 BN	1.7
North American Green	C 125 BN	**
Western Excelsior	Excel SR-1 All Natural	1.8
Winters Excelsior	WintersStraw Bio	**

<sup>\*\*</sup>D6459 test frequency unavailable - Use 1.7 anchors/SY





## **EROSION MAT URBAN CLASS I TYPE B - Bid Item 628.2008**

#### Date last edited: 4/30/2019

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)
American Excelsior	Curlex NetFree	**
American Excelsior	Premier Straw Fibrenet Double Net	1.7
Ero-Guard	EG-2S NN	2.5
Erosion Control Blanket	S32BD	1.7
Erosion Tech	ETRS2BN	:027
Kansas Erosion Products	S2 Natural	1,2
North American Green	S75BN	2.7000
Western Excelsior	EXCEL SS-2 All Natural	F* 1

\*\*D6459 test frequency unavailable - Usa 17 anchors/SY





# ANCHORING DEVICES FOR CLASS I, URBAN EROSION MAT - Incidental To Bid Items 628.2006,8

Date last edited: 4/30/2019

PRODUCT	
E-Staple	
CF Bio Staple	
Bio-Plus	Mala
Green Stake	Plan
Bio-Stake	arv '
Enviro-Stake	HO. 1
	E-Staple CF Bio Staple Bio-Plus Green Stake Bio-Stake

60% Prelimitary P May 15, 2020





#### **EROSION MAT CLASS II TYPE A - Bid Item 628.2021**

Date last edited: 7/6/2015

100% Jute Mats only no specific products identified or approved.

See 628.2.2 of the Wisconsin Department of Transportation Standard Specifications for specific requirements, used for sod Reinforcement.





# EROSION MAT CLASS II TYPE B - Bid Item 628.2023

# Date last edited: 4/30/2019

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)
American Excelsior	AEC Premier Coconut	**
Erosion Control Blanket	C 32	3.8
Enviroscape	C4000	3.8
Kansas Erosion Products	C100	3.8
North American Green	C 125	:Mall
North American Green	C 125 BN	**
North American Green	C 350	3.8
Propex	LandLock C2	***
SoilTex	DNC OV	**
Western Excelsior	Excel CC-4	**
Winters Excelsior	WintersCoir HV	**

<sup>\*\*</sup>D6460 test frequency unavailable - Use 4.0 anchors/SY





#### **EROSION MAT CLASS II TYPE C - Bid Item 628.2027**

#### Date last edited: 4/30/2019

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)	
Belton Industries	GeoCoir 700	**	
Kansas Erosion Products	C100 Natural	3.8	
RoLanka	BioD-Mat 70	**	n
Hanes Geocomponents	Coirmat 780	3.8	111

\*\*D6460 test frequency unavailable - Use 4.0 anchors syminary

60% Pressure 15, 2020

May 15, 2020





# EROSION MAT CLASS III TYPE A - Bid Item 628.2031

## Date last edited: 8/11/2017

MANUFACTURER	PRODUCT	MIN. ANCHOR FREQUENCY (#/SY)
American Excelsior	Pek Mat	**
American Excelsior	Recyclex	3.8
American Excelsior	Recyclex TRM V	3.8
Erosion Tech	ETPP-10	3.8
Erosion Control Blanket	P-42	: 882 V
North American Green	P550	2.25
North American Green	P300	3.8
North American Green	SC250	3.8
North American Green	C350	3.8
Propex	Landlok 450	**
Propex	Landlok 1060	**

<sup>\*\*</sup>D6460 test frequency unavailable - Use 4.0 anchors/SY





#### **EROSION MAT CLASS III TYPE B - Bid Item 628.2033**

#### Date last edited: 5/16/2017

## MANUFACTURER PRODUCT

Bonar Civil Products Enkamat 7010	
Bonar Civil Products Enkamat 7018	
MacCaferri MacMat N10	





## **EROSION MAT CLASS III TYPE C - Bid Item 628.2037**

Date last edited: 7/28/2017

#### MANUFACTURER **PRODUCT**

Bonar Civil Products Enkamat 7020		
Maccaferri	MacMat N20	
Propex	Pyramat 25	





#### **EROSION MAT CLASS III TYPE D - Bid Item 628.2039**

Date last edited: 7/28/2017

#### MANUFACTURER

#### **PRODUCT**

Bonar Civil Products	Enkamat R45	
Propex	Pyramat 75	





#### SOIL STABILIZER TYPE A - Bid Item 628.6505

#### Date last edited: 4/16/2018

#### WDNR USE RESTRICTION

MANUFACTURER	PRODUCT	MINIMUM APP. RATE (#/ac)	(Maximum App. Rate, #/ac)
American Excelsior	Bindex	3200	3413
Mat, Inc.	Soil Guard	3500	*
North American Green	Hydra CX-2	3500	4000
North American Green	Hydra CM	3500	4000
Profile Products	Flexterra HP	3500	3500
Profile Products	ProMatrix	3500	3500
Terra Novo	Earth Guard Fiber Matrix	3000	2000
US Gypsum Company	Airtrol Plaster (to be used only in combination with a wood mulch)	4500# in addition to 1650# of a standard processed wood fiber mulch	2020.

<sup>\*</sup>Product approved prior to WDNR toxicity review requirement - apply per manufacturer's instructions





#### SOIL STABILIZER TYPE B - Bid Item 628.6510

#### Date last edited: 4/16/2018

#### WDNR USE RESTRICTION MANUFACTURER MINIMUM APP. RATE (#/ac) **PRODUCT** (Maximum App. Rate, #/ac) Agrecol B100 Construction Fabrics and Materials CF 2000 20 89 ENCAP PAM-12 Plus \*\* 2000 6000 Polymer Plus, LLC PolyPlus 20 Soilnet TRIPAM 54 Soilnet 35 Jimil 54 75 Soilnet 50 54 97

\*Product approved prior to WDNR toxicity review requirement - apply per manufacturer's instructions \*\*Product is furnished with a paper tracer -this is not a mulch





#### **INLET PROTECTION**

Date last edited: 5/25/2018

TYPE A - Bid Item 628.7005

MANUFACTURER	PRODUCT

Alpine Stormwater Management Co.	Verti – Pro	
Suntree Isles Inc.	Grate Inlet Protector, PCD-1000	

TYPE B - Bid item 628.7010

Dandy Products Inc. Dandy Bag

TYPE C - Bid Item 628.7015

Alpine Stormwater Management Co.

Dandy Products Inc.

Dandy Curb Bag

Type D - Bid Item 628.7020

ACF Environmental Siltsac	
Marathon Materials Inc. (Mar Mac)	Catch-All (WisDOT Model)
WIMCO	Road Drain Curb and Gutter High Flow
Lange Industries	Inlet Protection
Inlet & Pipe Protection, Inc. (IPP)	FLEXSTORM (WisDOT Model)

#### **GEOTEXTILE FABRIC TYPE FF - Incidental to above items**

Kintex	WevTex 403	
Linq	GTF 403	
Hanes Geocomponents	TerraTex EP12	
Winfab	2105FF	





#### TEMPORARY DITCH CHECKS - Bid Item 628.7504

#### Date last edited: 7/6/2015

#### PRODUCT MANUFACTURER

	MA A TOTAL ON EA
American Excelsior	Curlex 12 inch Sediment Log
American Excelsior	Curlex 20 inch Sediment Log
American Excelsior	AEC Premier 12 inch Wattle
American Excelsior	AEC Premier 20 inch Wattle
American Excelsior	Curlex Bloc
American Excelsior	Curlex Bloc HD
Ero-Guard	EG Straw Log12
Erosion Control Blanket.com	C Stehlog (12
Erosion Tech	Nature Log Excelsior WTL10 (12")
Erosion Tech	Nature Log Excelsion WVL13 (20")
Erosion Tech	Nature Log WTL8 (12" straw)
Erosion Tech	Nature Log WTL9 (20" straw)
Filtrexx	Ditch Chexx
Ro Lanka	Bio-D Silt Check
Tensar North American Green	Sedimax - SW12
Triangular Silt Dike	Triangular Silt Dike
Western Excelsior	EXCEL Straw Log 12"
Western Excelsior	EXCEL Straw Log 18"
Western Excelsior	EXCEL Straw Log 20"
Western Excelsior	Aspen Xcel Excelsior Log



From:

Wagner Surveying <wagnersurveying@centurytel.net>

Sent:

Friday, May 15, 2020 2:31 PM

To:

Towne, Jason

Cc:

'Steve Austin': 'Michael Hershberger'

Attachments:

North Camp Properties Concept Site Plan 5 15 2020.pdf

Jason;

Attached is the revised Site Concept Plan for the North Camp Properties (Houman's). See Site Plan Note on bottom right corner for some direction on the sites and numbers.

Not sure regarding Septic Plans etc. We have three sites shown and borings connected for them. I have the # of sites to be served and have located the new cabin systems and proposed one. The internal campground loop was not tested yet but has 6-8 mobile home systems existing (too much uncertainty yet on what is going and staying). The South sites were not tested yet but there is lots of space and can be tested before the meeting if needed.

I also filed the ALTA Survey for the original (Houmans Resort) property and a copy should be added with this to have a documented copy of the existing improvements (dated Feb.26,2020).

If any questions or comments please let me know. Waiting for the Engineer Plans.

Thanks Mark

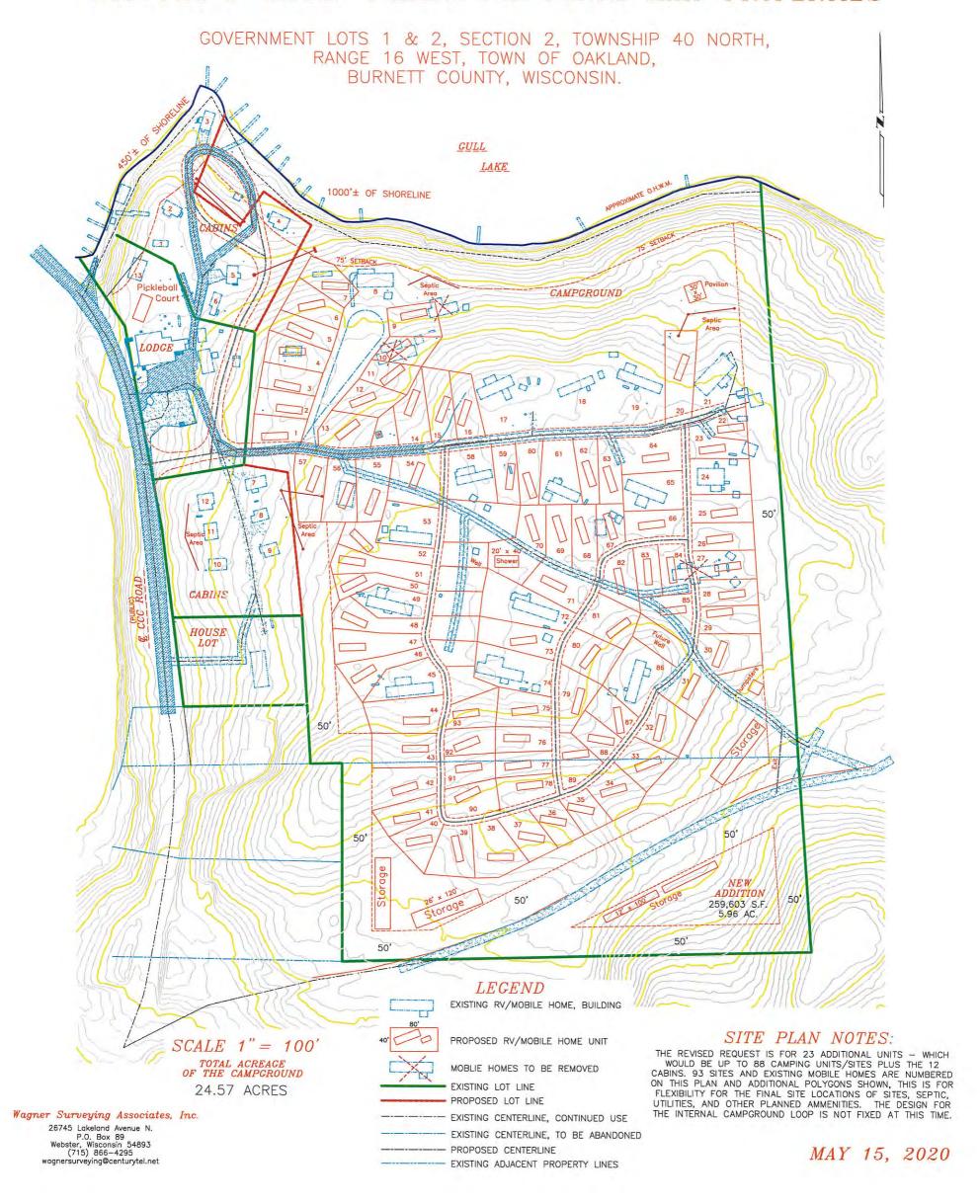
Mark E. Krause, PLS Wagner Surveying Associates, Inc. 26745 Lakeland Ave. N. / PO Box 89 Webster, WI 54893 715-866-4295 Fax: 715-866-4206

wagnersurveying@centurytel.net





# CONCEPT SITE PLAN: FOR NORTH CAMP PROPERTIES



From: Steve Austin <br/>
Steve A

**Sent:** Friday, May 15, 2020 3:31 PM

To: Towne, Jason

Cc: Mark Krause; Michael Hershberger

Subject: Re:

No trailers or structures will be located within that 50 ft. I believe those lines are just line drawings showing the approximate sizes of lots but the actual structures the trailers will be set back farther than that

Steve Austin

On Fri, May 15, 2020, 3:24 PM Towne, Jason < jtowne@burnettcounty.org > wrote:

You still show some sites within the 50 ft setback near the existing cabins and the lodge, sites 1-7 and 57. This was mentioned as an issue at the last hearing. The public will likely bring this up, might seem trivial, but the ordinance doesn't allow it. Do you want to give the public a reason to show that items were ignored from the first hearing?

From: Wagner Surveying < wagnersurveying@centurytel.net >

Sent: Friday, May 15, 2020 2:31 PM

To: Towne, Jason < itowne@burnettcounty.org>

Cc: 'Steve Austin' <bionicguy61@gmail.com>; 'Michael Hershberger' <hershgroup@gmail.com>

Subject:

Jason;

Attached is the revised Site Concept Plan for the North Camp Properties (Houman's).

See Site Plan Note on bottom right corner for some direction on the sites and numbers.

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Waiting for the Engineer Plans.

Thanks Mark

# Mark E. Krause, PLS

Wagner Surveying Associates, Inc.

26745 Lakeland Ave. N. / PO Box 89

Webster, WI 54893

715-866-4295

Fax: 715-866-4206

wagnersurveying@centurytel.net

From:

Wagner Surveying < wagnersurveying@centurytel.net>

Sent:

Friday, May 15, 2020 3:54 PM

To:

Towne, Jason

Cc:

'Steve Austin'; 'Michael Hershberger'

Subject:

RF:

This is / was all part of the same property and the setbacks will be met on all of the neighboring properties. The Campground, Cabins and Bar all share the existing and new driveways, access to the lake, utility lines and part of the septic systems -- so even though they may be new identities and owners they will still share / have easements and setbacks areas being used for septics and roads. Shared, common and active areas for the normal required buffers. This is all open yard -park and will continued to be heavily used for pedestrian activities

Shared agreement documents exist with the bar property and will be made for the Cabins with the future Condo documents.

These documents can be provided and modified as needed to have the adjoining properties agree to this setback issue to hold the county for being liable for the shared encroaching uses.

#### Thanks Mark

Mark E. Krause, PLS Wagner Surveying Associates, Inc. 26745 Lakeland Ave. N. / PO Box 89 Webster, WI 54893 715-866-4295 Fax: 715-866-4206

wagnersurveying@centurvtel.net

From: Towne, Jason [mailto:jtowne@burnettcounty.org]

Sent: Friday, May 15, 2020 3:25 PM

To: Wagner Surveying

Cc: 'Steve Austin'; 'Michael Hershberger'

Subject: RE:

You still show some sites within the 50 ft setback near the existing cabins and the lodge, sites 1-7 and 57. This was mentioned as an issue at the last hearing. The public will likely bring this up, might seem trivial, but the ordinance doesn't allow it. Do you want to give the public a reason to show that items were ignored from the first hearing?

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To: Towne, Jason <jtowne@burnettcounty.org>

Cc: 'Steve Austin' <br/>
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'Steve Austin' <br/>
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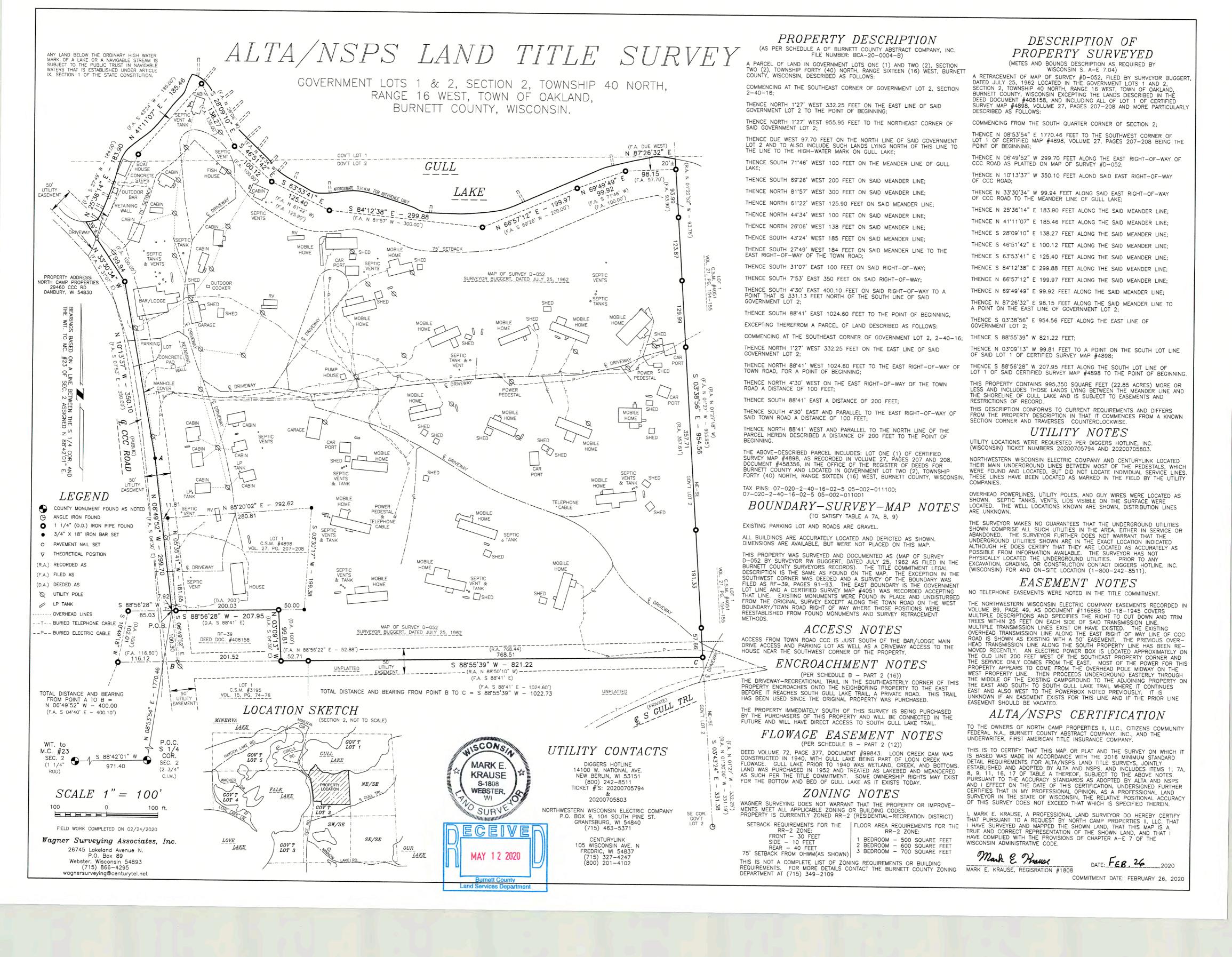
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Webster, WI 54893
715-866-4295
Fax: 715-866-4206
wagnersurveying@centurytel.net



From:	Steve Austin steve Austin
Sent: To:	Monday, May 18, 2020 10:08 AM Towne, Jason
Cc:	Wagner Surveying; Michael Hershberger
Subject:	Re:
ooard approval to tr	se trailers/manufactured homes are moving out for sure and probably more. Our plan is with ansition those to seasonal sites as they leave. We will not allow people to sublease to sell those homes to someone else and leave them in the campground.
Γhe direct answer to	your question is I believe that is correct on the number
Steve Austin	
On Mon, May 18, 2	020, 10:03 AM Towne, Jason < <u>jtowne@burnettcounty.org</u> > wrote:
I am working on writ	ing the notice which I need to have out this morning. Is the plan to keep 15 manufactured homes?
There would be 15 n	nanufactured homes and 74 camping units for a total of 89?
<b>Sent:</b> Friday, May 15 <b>To:</b> Towne, Jason < <u>it</u>	ying < <u>wagnersurveying@centurytel.net</u> > , 2020 2:31 PM <u>owne@burnettcounty.org</u> > <u>onicguy61@gmail.com</u> >; 'Michael Hershberger' < <u>hershgroup@gmail.com</u> >
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Wagner Surveying Associates, Inc.

26745 Lakeland Ave. N. / PO Box 89

Webster, WI 54893

715-866-4295

Fax: 715-866-4206

wagnersurveying@centurytel.net

From:

Eric Krenz <eric.krenz2@gmail.com>

Sent:

Friday, May 22, 2020 3:41 PM

To: Subject: Towne, Jason Re: Houmans Resort

Thank you Jason. Here is the link. It is statute 710.15 (4).

https://docs.legis.wisconsin.gov/statutes/statutes/710/15

Have a great weekend!

Eric



On Fri, May 22, 2020 at 12:30 PM Towne, Jason < itowne@burnettcounty.org > wrote:

I have passed your comments onto the Committee members. Thanks - Jason

From: Eric Krenz < <a href="mailto:krenz2@gmail.com">eric.krenz2@gmail.com</a>>
Sent: Friday, May 22, 2020 12:25 PM

To: Towne, Jason < jtowne@burnettcounty.org>

Subject: Re: Houmans Resort

Thank you for the information Jason. However what Steve is proposing is not legal. Under state law he can not deny us the right to sell. Can you please inform the board members?

Thank you,

Eric

On Fri, May 22, 2020 at 11:00 AM Towne, Jason < jtowne@burnettcounty.org> wrote:

Attached is the latest note about the existing manufactured/mobile homes. Thanks - Jason

From: Eric Krenz < <a href="mailto:krenz2@gmail.com">eric.krenz2@gmail.com</a> Sent: Thursday, May 21, 2020 6:08 PM

To: Towne, Jason < jtowne@burnettcounty.org>

Subject: Houmans Resort

Hello Jason,

Hope you're doing well. I see that the CUP is on the agenda for June 4. It also looks like it has been altered to include our mobile homes. Did Mike and Steve send an adjusted CUP? And if they did can you please send it to me?

Thank you!

Eric Krenz

From: Sent:

To:

Eric Krenz <eric.krenz2@gmail.com> Friday, May 22, 2020 12:25 PM

Towne, Jason

Subject:

Re: Houmans Resort



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From: Eric Krenz < <a href="mailto:krenz2@gmail.com">eric.krenz2@gmail.com</a>>
Sent: Thursday, May 21, 2020 6:08 PM

To: Towne, Jason < jtowne@burnettcounty.org>

Subject: Houmans Resort

Hello Jason,

Hope you're doing well. I see that the CUP is on the agenda for June 4. It also looks like it has been altered to include our mobile homes. Did Mike and Steve send an adjusted CUP? And if they did can you please send it to me?

Thank you!

Eric Krenz

From: Steve Austin <br/>
Sent: Wednesday, May 20, 2020 2:32 PM

To: Towne, Jason subject: ammended note

To clarify our last email to the board we would like to amend it to say manufacturer/mobile homes, instead of trailers. Below is an updated note with the replacement of the term.

We would also note that while we responded that all manufacturer/mobile homes will be removed by 6/1/2022 we are willing to let the current tenant stay until that manufactured/mobile home tenant no longer rents from us at which time they would have to remove the manufacturer/mobile homes. Manufacturer/mobile homes cannot be sold and stay at the property. Over time as the manufacturer/mobile homes leave they will be replaced with a Seasonal Campground RV model. We will follow the board's decision.

Steve Austin



cul-20-06 > copy for file

## Towne, Jason

From:

Peranteau, Mary Beth < MPeranteau@wheelerlaw.com>

Sent:

Wednesday, May 27, 2020 4:15 PM

To: Subject: Towne, Jason CUP-20-06, 1 of 2

Attachments:

2020.05.27 Ltr to LUIC Opposing CUP-20-06.pdf

Dear Jason,

I'm forwarding two attachments to you separately due to the size limit on your mailbox. It does appear that these documents went through to the LUIC members and Corp Counsel.

I am wondering what happened with the documents that were responsive to my original open records request. My assistant spoke to your IT person who said the material was ready to send. Can you let me know?

Thanks.

Mary Beth



#### Mary Beth Peranteau

Attorney At Law

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May 27, 2020

### VIA ELECTRONIC MAIL

Norman Bickford, Chair and Members Burnett County Land Use & Information Committee 7410 County Road K Siren, WI 54872



RE: Conditional Use Permit Application No. CUP-20-06

Dear Chairman Bickford and Committee Members:

On behalf of the Concerned Citizens for the Preservation of the Minerva Chain of Lakes, UA (the "Association") this letter sets forth the reasons why the Committee should deny the application of North Camp Properties II LLC (Michael Hershberger and Steve Austin) for a conditional use permit to expand the campground/mobile home park at the former Houman's Resort.

The Applicants' plan to increase the number of units, along with accompanying decks/screen porches and sheds, will significantly increase the density of structures and intensity of the land use. The plan includes 29 existing units and 18 sewered units, plus the 17 sites requested (but not developed) by Houmans in December 2019, together with 23 additional sewered units. The revised site plan shows that the campground/mobile home park will be 24.57 acres in size, consisting of a parcel subdivided from the original resort plus a 5.226-acre addition on the south.

According to the site plan, all but one of the 13 existing resort cabins will be located on a 2.5-acre lot subdivided from the original parcel. The Ordinance clearly prohibits the creation of, or an increase in the density of structures on a non-conforming parcel. For this reason alone, the CUP must be denied. In addition, there is substantial evidence in the record that the proposed expansion will not meet Ordinance criteria for issuance of a

<sup>&</sup>lt;sup>1</sup> This totals 87 units per the information is stated in the application, however the updated site plan provided on May 15<sup>th</sup> states that there will be up to 88 units.

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conditional use permit. Finally, the record shows that the Applicants do not satisfy their statutory burden to show that they will comply with CUP conditions necessary to prevent detrimental impacts of the expanded use on adjacent properties and the County as a whole. For these reasons, described in more detail below, the CUP should be denied.

The Application must be denied because it proposes to create non-conforming parcels. Section 30-435 of the Ordinance states: "The use of any land or water; the size, shape, and placement of lots; the use, size, height, type, and location of structures thereon; and the provisions for open spaces" shall be in compliance with the zoning regulations in Ch. 30. In the case of resort cabins, lot size is determined by sec. 30-454, which states: "To determine the number of total cabins/dwelling units allowed, take the total lot or parcel size and divide by the zoning district requirement." As provided in sec. 30-83(b) for the RR-2 district, each resort cabin requires an area of 1.5 acres. Applicants are seeking approval for 12 of the 13 existing cabins to be located on a 2.5-acre lot, or an average of 0.21 acres per cabin. Stated another way, the Ordinance allows 1.67 resort cabins on 2.5 acres. Section 30-466(a) expressly states: "After adoption of this chapter, no lot area shall be so reduced that the dimensional and yard requirements required by this chapter cannot be met." It is a violation of the Ordinance to reduce the lot area for the cabins as the Applicants have proposed.

Furthermore, even if the acreage designated for the cabins and campground/ mobile home park were combined, the Applicant does not have enough land for the 19.5 acres necessary for the cabins ( $12 \times 1.5$  acres) plus the 8.8 acres needed for the camping units (88 units at 10 units/acre²). After splitting off a 1.2-acre lot containing the existing house and 1.5-acre lot containing the bar/lodge, the Applicant's remaining land totals 27 acres, which is more than an acre short of what is required. Accordingly, the plan will immediately violate sec. 30-466(a) of the Ordinance. Transferring the cabins into condominium ownership as the Applicants propose would simply increase that nonconformity. At minimum, the Applicants would need to obtain a variance (including proof of "undue hardship") in order to proceed.³

<sup>&</sup>lt;sup>2</sup> A mobile home park would require even more acreage, because the density standard is 6/acre. According to the Ordinance, a "camping unit" means "any portable device, no more than 400 square feet in area, used as a temporary shelter." Park model RVs are larger than this, and thus fall under the definition of a mobile home.

<sup>&</sup>lt;sup>3</sup> The County GIS map shows that the Applicants have already split off a 1.2-acre lot (PIN 05-002-011100) containing the existing house. Since the zoning regulations require 1.5 acres for a residence in the RR-2 district, it is not clear how this was approved without a variance.

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The proposed use is contrary to the standards for approval of a CUP. The general criteria for approval of a CUP are listed in sec. 30-633(b)(2) of the Ordinance and include "the health, general welfare, safety and economic prosperity of the county and of the immediate area in which such use would be located." In addition, sec. 45-504 sets forth the standard for consideration of conditional uses in the shoreland zone. It provides that the Committee shall evaluate the effects of the proposed use on (among other things): The prevention of noise pollution; the prevention and control of water pollution including sedimentation; the erosion potential of the site; the location of the site with respect to existing roads; and the compatibility of the proposed use with uses on adjacent land.

Substantial evidence supports a finding that the economic prosperity of the immediate area and the County would suffer from the grant of the CUP. Accompanying this letter is a copy of an analysis completed by professional appraiser Craig L. Solum. In Mr. Solum's 38 years as head of Solum & Associates, he has performed appraisals for corporate clients, lenders, numerous Wisconsin municipalities and state and federal agencies (see pp. 103-108 of the enclosed for Mr. Solum's qualifications). He has testified as an expert appraiser in dozens of cases in Wisconsin and Minnesota. Controlling for all other variables, Mr. Solum's analysis of two Burnett County lakefront campgrounds concludes that real estate values in the proximity of a campground are 13-20% lower than comparable properties. Lower real estate values translate to lower tax revenues for the affected towns and the County. Conversely, campgrounds such as the Applicant's do not pay real estate taxes on mobile dwelling units and thus do not fairly share in the cost of road maintenance and essential services.

It is not the purpose of this letter to repeat the large volume of comments in opposition to the Applicant's proposed expansion, except to note that most of these comments speak directly to the CUP standards in the Ordinance, including noise pollution, detrimental impacts on water quality, road congestion and safety. The Committee has more than substantial evidence in the record on which to base a finding that the proposed campground expansion will negatively impact the general welfare, safety and economic prosperity of the county and immediate area in which the use is located.

The Applicants' record of noncompliance shows that they will not meet the conditions of the CUP necessary to limit detrimental impacts of the proposed expansion. As the Committee is aware, 2017 Wis. Act 67 added new sections to the statutes governing the County's consideration and approval of conditional use permits. However, the Act did not alter the burden of proof which remains on the Applicant to provide substantial evidence that it will meet the requirements specified in the County ordinance and additional conditions imposed by the Committee.

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Co-applicant Steve Austin is the owner of the Oakridge campground on Webb Lake. A CUP to expand the number of sites at Oakridge was approved by the Committee in 2015, subject to the condition that Mr. Austin address numerous violations identified by Staff (many of which carried over from the earlier 2007 CUP). Violations included mobile homes and campers that did not meet setbacks and spacing requirements; unpaved drives and parking areas; insufficient number of parking spaces; lack of screening from road; and access road issues. In 2019, Mr. Austin applied for a CUP to increase the number of decks and the size of sheds at Oakridge. The Staff report in connection with this application advised that many of the campground sanitary systems had not been serviced or reported for over ten years, and further reported: "Many items/ conditions from 2015 CUP approval not completed. It will take staff at least an entire day to inventory all violations on the site."

Mr. Austin's past neglect of his permit obligations establishes a clear and present danger that the Applicants will treat zoning compliance for the current project with the same level of disregard. Mr. Austin's ongoing failure to comply with numerous CUP conditions for the Oakridge development provide substantial evidence to refute any claim that he and his partner will comply with CUP conditions in this case. If the Applicants were serious about zoning compliance, they would have cured all of the outstanding violations prior to requesting the expansion.

Wis. Stat. § 59.69(5e) provides that "[t]he applicant must demonstrate that the application and all requirements and conditions ... relating to the conditional use are or shall be satisfied which must be supported by substantial evidence." Act 67 does not require the Committee to take the Applicants at their word. Rather, it places the burden on the Applicants to provide substantial evidence of their willingness to comply with the requirements and conditions of a CUP. Incredibly, despite clear direction from the Zoning Administrator that the revised site plan "still show[s] some sites within the 50 ft setback near the existing cabins and lodge, sites 1-7 and 57." (Towne email dated 5/15/2020), the Applicant apparently takes the position that undeveloped area on the adjacent property is included as part of the setback.

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On this record, the Committee should find that the Applicants have not only failed to provide "substantial evidence" that conditions to be imposed by the Committee will actually be satisfied, but they are in fact ignoring existing zoning standards.<sup>4</sup>

In closing, the Association acknowledges that the State legislature has placed some limits on the discretion customarily reserved to local zoning boards. But this does not mean that the Committee is required to grant a CUP in every case, and especially not in this case. The Applicants must still carry their burden of proof, and they must still comply with all of the County's other zoning regulations. Because they have not done so, the CUP should be denied.

Thank you for your consideration.

Very truly yours,

WHEELER, VAN SICKLE & ANDERSON, S.C.

Mary Beth Peranteau

/mbp

cc:

Attorney David Grindell, Corporation Counsel Jason Towne, Land Services Director

<sup>&</sup>lt;sup>4</sup> While Mr. Austin has been the "face" of the Applicant who interacts with zoning staff, his partner Michael Hershberger is a named defendant in a federal securities fraud class action alleging that Hershberger, as CFO of Health Innovations, Inc. (HIIQ) intentionally misled investors in SEC filings and orchestrated a fraud upon consumers in the sale of sham health insurance policies, while trading on insider knowledge. See <a href="https://casetext.com/case/keippel-v-health-ins-innovations-inc">https://casetext.com/case/keippel-v-health-ins-innovations-inc</a> (M.D. Fl. 2019). The company recently changed its name and terminated Mr. Hershberger's employment. See <a href="https://finance.yahoo.com/news/health-insurance-innovations-inc-announces-211000509.html">https://finance.yahoo.com/news/health-insurance-innovations-inc-announces-211000509.html</a>. Mr. Hershberger's participation in this scheme clearly shows his disregard of regulatory authority and severely diminishes his credibility.